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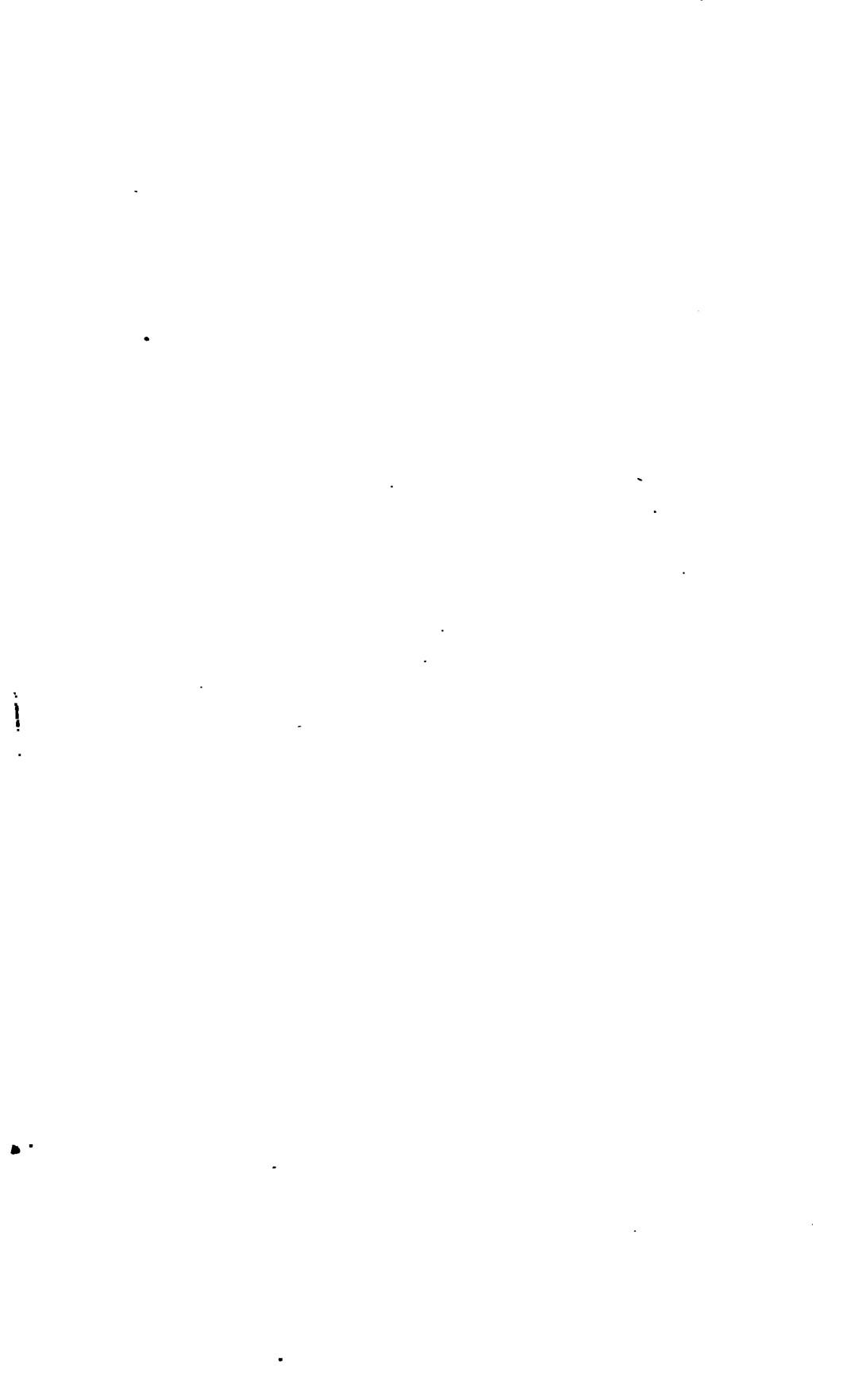
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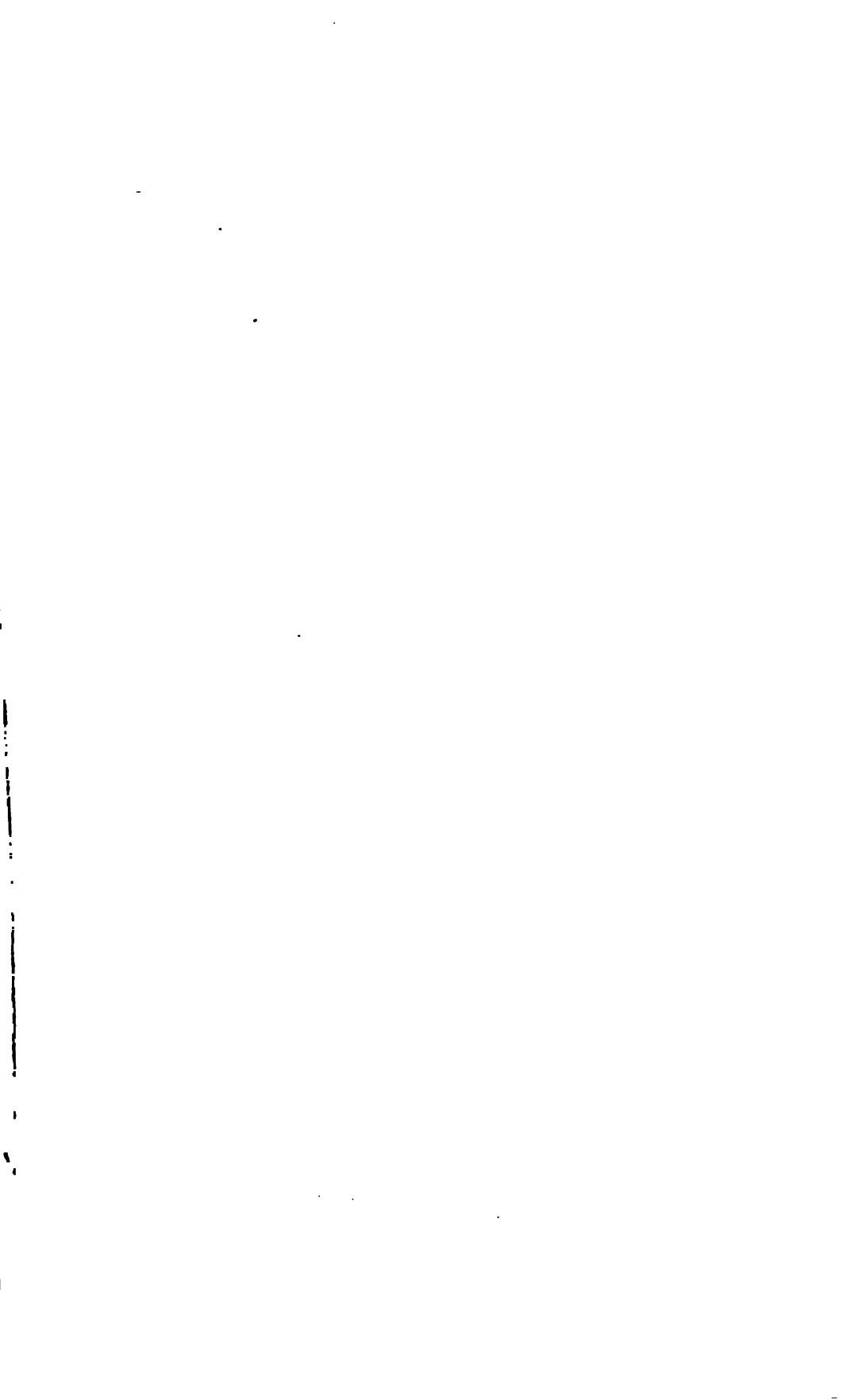
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# JOURNAL

OF THE

## HOUSE OF REPRESENTATIVES

OF THE

Commonwealth of Massachusetts.

1883.

PRINTED BY ORDER OF THE HOUSE.

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1883.

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# JOURNAL.

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The one hundred and fourth General Court of the Commonwealth of Massachusetts convened at the State House in Boston on the first Wednesday in January, being the third day thereof, in the year of our Lord eighteen hundred and eighty-three, and of the Independence of the United States of America the one hundred and seventh. And the members-elect of the House of Representatives, having assembled in the Representatives' Chamber, were called to order at eleven o'clock A.M. by the Hon. John I. Baker of Beverly, the senior member-elect present.

Preliminary organization.

By request of the presiding officer, prayer was offered by the Rev. John Whitehill of Attleborough, a member-elect.

On motion of Mr. Stockbridge of Amherst, —

*Ordered*, That a committee of seven be appointed to inform the Secretary of the Commonwealth that the House has been called to order.

Messrs. Stockbridge of Amherst, Walker of Worcester, Cowdrey of Stoneham, Brigham of Abington, Barnard of Taunton, Learnard of Boston, and Pedrick of Marblehead were appointed the committee.

Thereupon the Secretary transmitted to the House a list of all the persons returned as representatives, with the original certificates of their election, which had been returned to his office.

The returns of the Third Hampden and Fourth Franklin Representative Districts set forth that there was no choice of representatives in said districts, the candidates for election in each district having received an equal number of votes.

On motion of Mr. Leonard of Somerset, —

*Ordered*, That the Clerk call the roll of the House, to ascertain if a quorum be present.

The roll was called; and, two hundred and twenty-

## JOURNAL OF THE HOUSE,

seven members having answered to their names, the Chair declared a quorum present.

Qualification of  
members.

On motion of Mr. Eastman of Boston, —

*Ordered*, That a committee of seven be appointed to wait upon His Excellency the Governor, and inform him that a quorum of the House is assembled, and that the members are ready to be qualified.

Messrs. Eastman of Boston, Staples of Concord, Dwinell of Winchester, Mellen of Worcester, Stetson of Hanson, Bates of Sturbridge, and Melden of Lynn were appointed the committee.

Ibid.

Soon afterwards His Excellency the Governor, with the Council and the Secretary of the Commonwealth, came in, and the oaths and affirmations required by the Constitution and the laws were administered by His Excellency to the members present, and subscribed by them; after which the Governor, the Council, and the Secretary withdrew.

Attest:

GEO. A. MARDEN,  
*Clerk of the House of Representatives.*

Clerk elected.

On motion of Mr. Wolcott of Boston, —

*Ordered*, That a committee of six be appointed to receive, sort, and count the votes for Clerk.

Messrs. Wolcott of Boston, Coombs of Newburyport, McGaragle of Boston, Bancroft of Cambridge, Fisk of Dennis, and Aiken of Greenfield were appointed the committee.

Mr. Wolcott, from the committee, afterwards reported as follows: —

Whole number of votes,	.	.	233
Necessary for a choice,	.	.	117
Edward A. McLaughlin of Boston,	.	.	231
Samuel F. McCleary of Boston,	:	:	1
Blank,	.	.	1

Clerk qualified.

And Mr. McLaughlin, having been elected, was conducted to the Council Chamber by a committee consisting of Mr. Cable of Hyde Park. And, having been qualified by taking the oaths required, report was made accordingly to the House, and the Clerk entered upon the discharge of his duties.

On motion of Mr. Kingsley of Cambridge,—

*Ordered*, That a committee of six be appointed to receive, sort, and count the votes for Speaker.<sup>Speaker elected.</sup>

Messrs. Kingsley of Cambridge, Sprague of Boston, Joyner of Great Barrington, Varnum of Lowell, Craig of Walpole, and Richardson of Salem were appointed the committee.

Mr. Kingsley, from the committee, afterwards reported as follows :

Whole number of votes,	.	.	234
Necessary for a choice,	.	.	118
Charles D. Belden of Williamstown,	.	.	1
Edmund T. Eastman of Boston,	.	.	2
William Cogswell of Salem,	.	.	15
George A. Marden of Lowell,	.	.	216

And, Mr. Marden having been elected, declaration was made accordingly, and the Speaker was conducted to the chair by a committee consisting of Messrs. Cogswell of Salem and Aldrich of Marlborough, and spoke as follows :

*Fellow Representatives*: I thank you most sincerely for this honor. I am unmindful neither of the responsibilities it brings nor of the duties it imposes. I am not unmindful of the further fact that those responsibilities cannot be properly met, nor those duties properly performed, without the cordial co-operation and assistance of the members of the House. To furnish that co-operation and assistance is the self-imposed obligation of your votes. We are assembled for the transaction of grave and important business; for of all the functions of a representative government none is more intimately connected with the welfare of the people than that of legislation. Those who have given us this work to do look to see it performed with as much promptness and despatch as are consistent with due care and deliberation. To this task let us now address ourselves. And, bespeaking from each and every member that charity which inevitable shortcomings will need, and that forbearance which the absolute impossibility of meeting the wishes of all will demand, and desiring to emphasize by example, as well as precept, a diligent attention to business, the Chair, without further remark, awaits the pleasure of the House.

## JOURNAL OF THE HOUSE,

**Senate notified.** On motion of Mr. Chamberlain of Cambridge,—

*Ordered*, That a committee of seven be appointed to inform the Senate that the House has been organized by the election of a Speaker and a Clerk.

Messrs. Chamberlain of Cambridge, Beach of Springfield, Campbell of Boston, Cluff of Haverhill, Bird of Natick, Howland of Rockland, and Starbird of Lowell were appointed the committee.

Mr. Chamberlain, from the committee, afterwards reported that they had attended to that duty.

**Governor notified.**

On motion of Mr. Belden of Williamstown,—

*Ordered*, That a committee of seven be appointed to inform the Governor and Council that the House has been organized by the election of a Speaker and a Clerk.

**Senate organized.**

Messrs. Belding of Williamstown, Moriarty of Worcester, Hill of Haverhill, Hutchinson of Chelsea, Bowker of Boston, Gifford of Westport, and Hunt of Boston were appointed the committee.

Mr. Belden, from the committee, afterwards reported that they had attended to that duty.

**Sergeant-at-Arms.**

A message was received from the Senate, announcing that that branch had been organized by the election of George G. Crocker of Suffolk as President, and Stephen N. Gifford of Duxbury as Clerk.

On motion of Mr. Glines of Somerville,—

*Ordered*, That a committee of six be appointed to receive, sort, and count the votes for Sergeant-at-Arms.

Messrs. Glines of Somerville, Babbitt of Taunton, Briggs of Sandwich, Fernald of Boston, Putney of Wellesley, and Gilmartin of Lawrence were appointed the committee.

Mr. Glines, from the committee, afterwards reported as follows:—

Whole number of votes,	.	.	228
Necessary for a choice,	.	.	115
Oreb F. Mitchell of Boston,	.	.	227
S. F. McCleary,	.	.	1

And Mr. Mitchell was declared elected on the part of the House.

Mr. Means of Boston was appointed a committee to inform the Senate of the election of Oreb F. Mitchell as Sergeant-at-Arms on the part of the House.

A message was received from the Senate, announcing that Oreb F. Mitchell of Boston had been elected Sergeant-at-Arms on the part of that branch.

On motion of Mr. Browne of Boston, —

*Ordered*, That, when the House adjourns, it adjourn to Hour of meeting. meet to-morrow at eleven o'clock A.M., and that that be the hour of meeting until otherwise ordered.

On motion of Mr. Davenport of Fall River, —

*Ordered*, That the rules and orders of the House of Rules and orders. Representatives of 1882 be adopted as the rules and orders of the present House until otherwise ordered.

On motion of Mr. Baker of Beverly, —

*Ordered*, That the members of the joint committee on Ibid. Rules and Orders, on the part of the House, prepare rules and orders for the government of the House.

On motion of Mr. Smith of Andover, —

*Ordered*, That to-morrow, at half-past eleven o'clock Chaplain. A.M., be assigned for the election of Chaplain.

On motion of Mr. Entwistle of Framingham, —

*Ordered*, That the Clerk be directed to procure for the use of the House two copies of each of the Boston daily papers, and of the daily papers published in Springfield and Worcester, and one daily paper from each other city and town in the Commonwealth where a daily paper is published.

On motion of Mr. Cogswell of Salem, —

*Ordered*, That the Speaker issue a precept, giving notice that a vacancy exists in the Third Hampden Representative District, and appointing a time for an election to fill said vacancy.

#### *Announcement of the Death of a Member-Elect.*

Mr. Higginbottom of Holyoke announced the death of Jeremiah J. Donoghue, a member-elect for the Eighth Hampden Representative District, and offered the following order, which was adopted : —

*Ordered*, That the Speaker issue a precept, giving notice that a vacancy exists in the Eighth Hampden Representative District, and appointing a time for an election to fill said vacancy.

## JOURNAL OF THE HOUSE,

*Papers from the Senate.*

*Joint rules and orders.*

*Ordered*, In concurrence, that the joint rules and orders of the Legislature of 1882 be adopted as the rules and orders of the two branches until others are adopted.

*Ibid.*

*Ordered*, In concurrence that a joint special committee, to consist of the President and three members of the Senate, with such as the House may join, be appointed to prepare rules and orders for the government of the two branches.

Messrs. Bruce, Wells, and Galvin having been appointed by the Senate; Messrs. Baker of Beverly, Sprague of Boston, Hopkins of Millbury, Davenport of Fall River, Beach of Springfield, Candage of Brookline, and Kingsley of Cambridge were joined on the part of the House.

On motion of Mr. Baker of Beverly, the Speaker of the House was joined to the committee.

*Votes for Governor, etc.*

*Ordered*, In concurrence, that the returns of votes for Governor, Lieutenant-Governor, Secretary of the Commonwealth, Treasurer and Receiver-General, Auditor of Accounts and Attorney-General be referred to a joint special committee, to consist of three members of the Senate, and such as the House may join.

Messrs. Allen of Plymouth, Crowley of Middlesex and Pratt of Worcester having been appointed by the Senate; Messrs. Wheeler of Boston, Kelley of Cambridge, Nason of Boston, Dolan of Lawrence, Freeman of Nantucket, Welch of Blackstone, Bixby of Adams and Cushman of Monson were joined on the part of the House.

*Votes for councillors.*

*Ordered*, In concurrence, that the returns of votes for Councillors in the several councillor districts of the Commonwealth be referred to a joint special committee, to consist of two members of the Senate, and such as the House may join.

Messrs. Seeley of Berkshire and Sparhawk of Essex having been appointed on the part of the Senate; Messrs. Switzer of Lynn, Reade of Boston, Cobb of Barnstable, Holley of Edgartown, Jackson of Salem, Ernst of Boston and Sexton of Lowell were joined on the part of the House.

*Clerk to notify*

*Ordered*, In concurrence, that the Clerks of the two

THURSDAY, JANUARY 4, 1883.

9

branches give notice to Capt. Oreb F. Mitchell of his election as Sergeant-at-Arms for the current political year.

Sergeant-at-Arms of his election.

*Order.*

*Ordered*, That a committee, to consist of seven on the part of the House, with such as the Senate may join, be appointed to wait upon His Excellency the Governor, and the Council and inform them that the members of the two branches are now in readiness to attend public worship.

Messrs. Jacobs of Hingham, Clark of Winchendon, Robinson of New Bedford, E. P. Butler of Boston, Lincoln of Somerville, Stow of Fall River and Fisher of North Adams were appointed on the part of the House.

Sent up to be joined.

Mr. Jacobs, from the committee, afterwards reported that His Excellency the Governor had signified that he would join the two branches in attendance upon public worship at once.

At forty-five minutes past one o'clock P.M. the House adjourned.

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THURSDAY, Jan. 4, 1883.

Met according to adjournment, at eleven o'clock A.M.

Prayer was offered by the Rev. Daniel Butler of Belmont, a member of the House.

*Reading of Journal Dispensed With.*

On motion of Mr. Eastman of Boston, the reading of the journal of yesterday was omitted, and on further motion of the same gentleman, it was ordered that the reading of the journal in future be dispensed with until otherwise ordered.

Reading of journal.

*Order.*

On motion of Mr. Bixby of Adams, —

*Ordered*, That the Clerk be authorized to begin the printing of the journal of the House, and that five hundred copies of the same be printed.

Printing of journal.

*Member Qualified.***Member qualified.**

Mr. Burton W. Potter of Worcester, a member-elect, being present and ready to be qualified, Mr. Walker of Worcester was appointed a committee, who conducted him to the council chamber; and, Mr. Potter having been qualified, report was made accordingly.

*Special Assignment.***Chaplain elected.**

At half-past eleven o'clock the House proceeded to consider the special assignment, being the election of a Chaplain for the House.

On motion of Mr. Candage of Brookline, the House proceeded to ballot, and the Speaker appointed Messrs. Candage of Brookline, Smith of Andover, Kelley of Cambridge, Whitehill of Attleborough, Bowker of Boston and Robinson of New Bedford a committee to receive, sort and count the votes.

Mr. Candage, from the committee, afterwards reported as follows: —

Whole number of votes, . . . . .	229
Necessary for a choice, . . . . .	115
Blank, . . . . .	2
John J. McCoy of Worcester, . . . . .	1
J. T. Jenifer of Lynn, . . . . .	1
J. W. Dearborn of Lynn, . . . . .	1
H. B. Carpenter of Boston, . . . . .	1
John Duncan, D. D., . . . . .	4
George W. Durell of Somerville, . . . . .	25
George L. Lewis of Boston, . . . . .	77
Daniel W. Waldron of Boston, . . . . .	117

And Mr. Waldron, having been elected, declaration was made accordingly.

*Order.*

On motion of Mr. Chester of Malden, —

**Clerk to notify Chaplain.**

*Ordered*, That the Clerk be directed to inform the Rev. Daniel W. Waldron of Boston that he has been elected Chaplain of the House for the year 1883.

*Papers from the Senate.***Votes for Governor and other State officers.**

The report of the joint special committee on the returns of votes for Governor, Lieutenant-Governor, and other

THURSDAY, JANUARY 4, 1883.

11

State officers, was received from the Senate, and was read and accepted in concurrence as follows:—

*For Governor of the Commonwealth.*

Benjamin F. Butler of Lowell,	.	.	.	133,946
Robert R. Bishop of Newton,	.	.	.	119,997
Charles Almy of New Bedford,	.	.	.	2,137
All others,	.	.	.	198

*For Lieutenant-Governor.*

Oliver Ames of Easton,	.	.	.	134,353
Samuel W. Bowerman of Pittsfield,	.	.	.	116,678
George Dutton of Springfield,	.	.	.	4,033
John Blackmer of Springfield,	.	.	.	2,141
All others,	.	.	.	56

*For Secretary of the Commonwealth.*

Henry B. Peirce of Abington,	.	.	.	136,813
David N. Skillings of Winchester,	.	.	.	110,941
John P. Sweeney of Lawrence,	.	.	.	4,203
John Howes of Worcester,	.	.	.	4,147
Solomon F. Root of Douglas,	.	.	.	2,135
All others,	.	.	.	19

*For Treasurer and Receiver-General.*

Daniel A. Gleason of Medford,	.	.	.	136,386
William A. Hodges of Quincy,	.	.	.	115,437
George Foster of Lynn,	.	.	.	4,157
Thomas J. Lothrop of Taunton,	.	.	.	2,158
All others,	.	.	.	33

*For Auditor of Accounts.*

Charles R. Ladd of Springfield,	.	.	.	136,396
John P. Sweeney of Lawrence,	.	.	.	111,244
David N. Skillings of Winchester,	.	.	.	4,295
Augustus L. Merchant of Leverett,	.	.	.	4,103
Jonathan Buck of Harwich,	.	.	.	2,129
All others,	.	.	.	32

*For Attorney-General.*

Edgar J. Sherman of Lawrence,	.	.	.	137,008
George F. Verry of Worcester,	.	.	.	114,453

## JOURNAL OF THE HOUSE,

Elmer A. Snow of Athol, . . . . .	4,265
Samuel M. Fairfield of Malden, : : : : :	2,235
All others, . . . . .	48

And the following named persons appear to be elected:

*Governor.* — Benjamin F. Butler of Lowell.

*Lieutenant-Governor.* — Oliver Ames of Easton.

*Secretary of the Commonwealth.* — Henry B. Peirce of Abington.

*Treasurer and Receiver-General.* — Daniel A. Gleason of Medford.

*Auditor.* — Charles R. Ladd of Springfield.

*Attorney-General* — Edgar J. Sherman of Lawrence.

Votes for  
Councillors.

The report of the joint committee on the votes for Councillors was received from the Senate, and was read and accepted in concurrence. It appeared from said report that the following-named gentlemen were elected in their respective districts, to wit: —

- District No. 1. Matthew H. Cushing of Middleborough.
- No. 2. Nathaniel Wales of Stoughton.
- No. 3. William A. Tower of Lexington.
- No. 4. Patrick Maguire of Boston.
- No. 5. Edward H. Haskell of Gloucester.
- No. 6. George Heywood of Concord.
- No. 7. Eben A. Hall of Greenfield.
- No. 8. Wellington Smith of Lee.

*Papers from the Senate.*

Governor and  
Lieutenant-  
Governor  
qualified.

*Ordered*, In concurrence, that a committee be appointed, to be joined, to inform the Hon. Benjamin F. Butler that he has been elected, in the manner prescribed by the Constitution, Governor of the Commonwealth for the current political year, and that the Legislature will be ready to attend upon him, in taking and subscribing the oaths required by the Constitution and a law of the United States to qualify him for the discharge of the duties of the office, at such hour as may suit his convenience.

Also to inform the Hon. Oliver Ames that he has been duly elected Lieutenant-Governor of the Commonwealth for the current political year, and that the Legislature will attend upon him, in taking and subscribing the oaths required by the Constitution to qualify him for the discharge of the duties of the office, when agreeable to him.

Messrs. Crowley of Middlesex, Galvin of Suffolk, and

Baldwin of Essex having been appointed by the Senate, Messrs. Baker of Beverly, Cronin of Boston, O'Connell of Worcester, Manning of Boston, Cogswell of Methuen, Warner of Northampton, Dunham of Fairhaven, and Courtney of Lowell were joined on the part of the House.

Mr. Baker, from the committee, afterwards reported that the committee had waited upon the Governor and the Lieutenant-Governor elect, and that they had signified their acceptance of their respective offices, and their readiness to be qualified at the earliest convenience of the two branches.

The following order was adopted in concurrence:—

*Ordered*, That the two branches meet forthwith in convention, for the purpose of administering the oaths of office to the Governor and Lieutenant-Governor elect.

#### *Joint Convention.*

The Senate then came in, its President took the chair, and, the two branches being in convention, a committee, consisting of Messrs. Bruce of Middlesex, Allen of Plymouth, and Bates of Worcester, of the Senate, and Messrs. Aldrich of Marlborough, Pilsbury of Boston, McDonald of Boston, Smith of Leominster, Morse of Sharon, Reed of Bridgewater, Sexton of Lowell, and Shaylor of Lee, of the House, was appointed to wait upon the Governor and Lieutenant-Governor elect, and inform them that the two branches are now in joint convention, and are ready to attend to the administration of the oaths of office.

Mr. Bruce, from the committee, afterwards reported that the Governor and Lieutenant-Governor elect would immediately attend upon the House.

The Governor and Lieutenant-Governor then came in, accompanied by various civil and military officers of the Commonwealth.

The oaths and affirmations of office were then, in the presence of the two Houses, and before the President of the Senate, administered to and subscribed by the Hon. Benjamin F. Butler as Governor, and the Hon. Oliver Ames as Lieutenant-Governor, and proclamation thereof was made by the Secretary of the Commonwealth.

His Excellency then delivered an address to the Senators and Representatives.

## JOURNAL OF THE HOUSE,

After which the Governor and Lieutenant-Governor withdrew, the convention was dissolved, and the Senate withdrew.

*Councillors Qualified.*

Councillors qualified.

*Ordered*, In concurrence, that the Secretary of the Commonwealth give notice to Messrs. Matthew H. Cushing, Nathaniel Wales, William A. Tower, Patrick Maguire, Edward H. Haskell, George Heywood, Eben A. Hall, and Wellington Smith that they have been duly elected Councillors to advise the Governor in the executive part of the government for the current political year.

A communication was subsequently received from the Secretary of the Commonwealth, announcing that the several Councillors-elect had signified their acceptance of the office, and were ready to be qualified.

*Paper from the Senate.*

The following order was adopted in concurrence:—

*Ordered*, That the two branches meet forthwith in convention, for the purpose of administering the oaths of office to such of the Councillors-elect as may have signified their acceptance of the office.

*Joint Convention.*

Joint convention.

The Senate then came in, its President took the chair, and, the two branches being in convention, a committee, consisting of Messrs. Wells of Middlesex, Tufts of Suffolk, and Sayward of Essex, of the Senate, and Messrs. Learnard of Boston, Chester of Malden, Howland of Plymouth, Whiting of Boston, Coombs of Newburyport, Cushman of Monson, and Freeman of Nantucket, was appointed to wait upon the Councillors-elect, and inform them that the two Houses are in joint convention for the purpose of administering the oaths required by the Constitution to qualify them for office.

Soon afterwards the Councillors-elect, Matthew H. Cushing, Nathaniel Wales, William A. Tower, Patrick Maguire, Edward H. Haskell, George Heywood, Eben A. Hall, and Wellington Smith, came in; and in the presence of the two Houses, and before the President of the Senate, the oaths were taken and subscribed by them, and declaration was made accordingly.

The convention was then dissolved, and the Senate withdrew.

*Orders.*

On motion of Mr. Switzer of Lynn, —

*Ordered*, That the Secretary of the Commonwealth give notice to the Governor that Messrs. Matthew H. Cushing, Nathaniel Wales, William A. Tower, Patrick Maguire, Edward H. Haskell, George Heywood, Eben A. Hall and Wellington Smith have been duly elected and qualified as Councillors to advise him in the executive part of the government for the current political year. Councillors notified.

On motion of Mr. Baker of Beverly, —

*Ordered*, That the joint special committee on Rules and Orders consider what disposition should be made of the several portions of the Governor's address. Governor's address.

Sent up for concurrence.

At four minutes past four o'clock, adjourned.

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FRIDAY, Jan. 5, 1883.

Met according to adjournment, at eleven o'clock A. M.

Rev. Daniel W. Waldron, having accepted the office of Chaplain, appeared, and prayer was offered by him.

*Order.*

On motion of Mr. Davenport of Fall River, —

*Ordered*, That when the House adjourns, it be to meet on Monday, at two o'clock P. M., and that hereafter that be the hour of meeting, except on Saturdays, when the hour shall be eleven o'clock A. M. until otherwise ordered. Hour of meeting.

*Recess Taken.*

On motion of Mr. Baker of Beverly, at five minutes past eleven o'clock the Speaker declared a recess for a half hour, to allow the committee on Rules and Orders time to complete their report. Recess.

*Report of a Committee.*

Upon the reassembling of the House, Mr. Baker of Beverly, from the committee on House Rules and Orders, on an order relative to preparing rules and orders for the government of the House, reported, in part, as follows: House rules.

## JOURNAL OF THE HOUSE,

That Rule 21 of the Rules and Orders of the last House should be adopted as one of the Rules and Orders of the House.

The report was read and accepted, under a suspension of the rule.

### *Papers from the Senate.*

**Joint rules  
Nos. 1 and 2.**

A report, in part, of the joint special committee instructed to report rules and orders for the government of the two branches, came down, accepted by the Senate, recommending that Joint Rule No. 1 of the joint rules and orders of last year should be adopted, with the following changes:—

After the words “a committee on the library,” insert the words “a committee on the liquor law.”

In the same rule, after the words “a committee on towns,” insert the words “a committee on water supply and drainage.”

Strike out from the same rule the words “no member of either branch shall act as counsel for any party before any committee of the Legislature;” and

Add the same words as a new rule, to be called Rule 2.

Read and accepted, in concurrence, under suspension of the rule.

**Disposition of  
Governor's  
address.**

The report of the joint special committee appointed to consider and report what disposition should be made of the several portions of the Governor's address, accepted by the Senate, was read and accepted, in concurrence, under a suspension of the rule, as follows:—

So much thereof as relates to the financial condition of the Commonwealth, the manner of accounting with the Auditor, supplies furnished for the State, civil service reform, and the abolition of unnecessary officers and paid employments, and the cutting off of all questionable expenditures, to be referred to the joint standing committee on Expenditures.

So much as relates to free and equal suffrage, the assessment of the poll tax, registration, the freedom of the ballot, the counting of votes and making election day a legal holiday, to the joint special committee on Election Laws.

So much as relates to the militia, to the joint standing committee on Military Affairs.

So much as relates to the State Almshouse, the State Primary School, Workhouse, Reform School for boys, Industrial School for girls, the several State Lunatic Hospitals and the Insane, the Massachusetts School for Idiotic and Feeble-Minded Youth, and to the Board of Health, Lunacy and Charity, to the joint standing committee on Public Charitable Institutions.

So much as relates to the State Prison at Concord, the old State Prison at Charlestown, the Reformatory Prison for Women and the treatment of prisoners, to the joint standing committee on Prisons.

So much as relates to federal relations, to the joint standing committee on Federal Relations.

So much as relates to labor, to the joint standing committee on Labor.

So much as relates to taxation, other than the poll tax, to the joint standing committee on Taxation.

So much as relates to insurance, to the joint standing committee on Insurance.

So much as relates to railroads, to the joint standing committee on Railroads.

So much as relates to public corporations, other than railroads, to the joint standing committee on Mercantile Affairs.

So much as relates to education, to the joint standing committee on Education.

So much as relates to the Hoosac Tunnel and Troy and Greenfield Railroad, to a joint special committee, to consist of three on the part of the Senate and eight on the part of the House.

So much as relates to woman suffrage, to a joint special committee, to consist of three on the part of the Senate and eight on the part of the House.

So much as relates to naturalization, the judiciary, crimes, foreclosure of mortgages on real estate, and authority of the Governor and Council to investigate abuses in the administration of public affairs and apply the proper remedies thereto, to a joint special committee, to consist of the committees on the Judiciary of the two branches, to be known as the joint committee on the Judiciary.

At twenty minutes past twelve o'clock adjourned.

MONDAY, Jan. 8, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Committees Appointed.*

The Speaker appointed the standing committees of the House as follows, three vacancies being left for members to be elected in the districts now vacant.

*Standing Committees of the House.*

Standing com-  
mittees of the  
House.

*Judiciary.* — Messrs. Cogswell of Salem, Sprague of Boston, Aldrich of Marlborough, Cronin of Boston, Bixby of Adams, Potter of Worcester, Means of Boston, Howes of Cambridge, and Pattee of Quincy.

*Probate and Chancery.* — Messrs. Hopkins of Millbury, Morse of Sharon, Kimball of Chelsea, Hartwell of Fitchburg, Cushing of Cohasset, Aiken of Greenfield, Barker of Worcester, Copeland of Mansfield, and Bancroft of Cambridge.

*Finance.* — Messrs. Davenport of Fall River, Beach of Springfield, Belden of Williamstown, Clark of Winchendon, Lincoln of Somerville, Mullane of Boston, Gordon of New Bedford, Burr of Newton, and Hildreth of Harvard.

*County Estimates.* — Messrs. Briggs of Sandwich, Eames of Wilmington, Hall of Upton, Streeter of Chesterfield, Kellogg of Sheffield, Lackey of Easton, and Cheever of Manchester.

*Elections.* — Messrs. Ernst of Boston, Switzer of Lynn, Entwistle of Framingham, Peck of Taunton, Rice of Northborough, White of Weston, and Webster of Montague.

*Rules and Orders.* — Messrs. Baker of Beverly, Sprague of Boston, Hopkins of Millbury, Davenport of Fall River, Beach of Springfield, Candage of Brookline, and Kingsley of Cambridge.

*Bills in the Third Reading.* — Messrs. Williams of Foxborough, Sprague of Boston, and Joyner of Great Barrington.

*Engrossed Bills.* — Messrs. Parker of Lynn, O'Connell of Worcester, and Chappelle of Boston.

*Leave of Absence.* — Messrs. Carr of Ashby, Freeman of Nantucket, and \_\_\_\_\_ of \_\_\_\_\_.

*Pay Roll.* — Messrs. Gifford of Westport, O'Brien of Boston, and Holley of Edgartown.

*Joint Standing Committees.*

*Agriculture.* — Messrs. Pratt of Worcester, Barrus of Hampshire, and Hitchcock of Hampden, *of the Senate*.  
Messrs. Stockbridge of Amherst, Peabody of Groveland, Warfield of Buckland, Stetson of Lakeville, Allen of Windsor, Fuller of Ludlow, Bugbee of Southbridge, and Richardson of Mendon, *of the House*.

*Banks and Banking.* — Messrs. Johnson of Worcester, Haile of Hampden, and Gilmore of Middlesex, *of the Senate*. Messrs. Jacobs of Hingham, Cowdrey of Stoneham, Sweetser of Saugus, Jefts of Hudson, Hartwell of Fitchburg, Williams of Waltham, Stebbins of Springfield, and Wells of Hatfield, *of the House*.

*Cities.* — Messrs. Tufts of Suffolk, Sherburne of Suffolk, and Baldwin of Essex, *of the Senate*. Messrs. Wheeler of Boston, Warner of Northampton, Clark of Somerville, Gove of Boston, Maguire of Woburn, Davis of Lawrence, Littlefield of Lynn, and T. C. Butler of Boston, *of the House*.

*Claims.* — Messrs. Allen of Plymouth, Livermore of Franklin, and Cutter of Suffolk, *of the Senate*. Messrs. Weston of Newton, Cushman of Monson, O'Connell of Worcester, Melden of Lynn, Clark of Northampton, Miller of Pepperell, Courtney of Lowell, and Kniffen of West Stockbridge, *of the House*.

*Education.* — Messrs. Gerry of Middlesex, Risteen of Suffolk, and Cutter of Suffolk, *of the Senate*. Messrs. Wilson of Salem, Eastman of Boston, Whitchill of Attleborough, Butler of Belmont, Smith of Everett, Aiken of Greenfield, Mackintosh of Dedham, and Frizzell of Boston, *of the House*.

*Election Laws.* — Messrs. Galvin of Suffolk, McFarlin of Plymouth, and Loring of Worcester, *of the Senate*. Messrs. Bates of Sturbridge, Belden of Williamstown, Baker of Beverly, Fisk of Dennis, Lord of Templeton, Fennessey of Boston, Miller of Colrain, and Foley of Fall River, *of the House*.

*Expenditures.* — Messrs. Tufts of Suffolk, Johnson of Worcester, and Pratt of Worcester, *of the Senate*.

Joint standing committees.

Messrs. Davenport of Fall River, Beach of Springfield, Belden of Willamstown, Clark of Winchendon, Lincoln of Somerville, Mullane of Boston, Gordon of New Bedford, Burr of Newton, and Hildreth of Harvard, *of the House.*

*Federal Relations.*—Messrs. Locke of Norfolk, Bates of Worcester, and Freeman of Suffolk, *of the Senate.* Messrs. Hutchinson of Chelsea, Copeland of Mansfield, Chappelle of Boston, Freeman of Chatham, Goodman of Dana, Leonard of Agawam, Winchester of Southborough, and McCormick of Boston, *of the House.*

*Fisheries.*—Messrs. Johnson of the Cape District, Sparhawk of Essex, and Bowley of Essex, *of the Senate.* Messrs. Coombs of Newburyport, Freeman of Nantucket, Holley of Edgartown, Brigham of Abington, Perry of Rochester, Small of Provincetown, Howes of Gloucester, and Tarone of Boston, *of the House.*

*Harbors and Public Lands.*—Messrs. Sherburne of Suffolk, Johnson of the Cape District, and Lovell of Norfolk, *of the Senate.* Messrs. Candage of Brookline, Hutchinson of Chelsea, Cobb of Barnstable, Dunham of Fairhaven, Nourse of Lancaster, Reed of Bridgewater, Gaffney of Gloucester, and Dolan of Boston, *of the House.*

*Insurance.*—Messrs. Seeley of Berkshire, Pratt of Worcester, and Parker of Essex, *of the Senate.* Messrs. Smith of Leominster, Barnard of Taunton, Atherton of Wakefield, Cushing of Cohasset, Martin of Chelsea, Eaton of Quincy, Bush of West Brookfield, and Clark of Peabody, *of the House.*

*Labor.*—Messrs. Livermore of Franklin, Baldwin of Essex, and Seeley of Berkshire, *of the Senate.* Messrs. Mellen of Worcester, Hunt of Boston, Gilmartin of Lawrence, Wolcott of Boston, Steere of Amesbury, Gordon of New Bedford, Wilkinson of Cambridge, and Costello of Boston, *of the House.*

*Library.*—Messrs. Gerry of Middlesex, Freeman of Suffolk, and Barton of Worcester, *of the Senate.* Messrs. Eastman of Boston, Smith of Andover, Entwistle of Framingham, Sayward of Boston, Adams of Royalston, Nourse of Lancaster, Knox of Chester, and Babbitt of Taunton, *of the House.*

*Liquor Law.*—Messrs. Randall of Middlesex, Wells of Middlesex, and Swift of Berkshire, *of the Senate.* Messrs. Stetson of Hanson, Coombs of Newburyport,

Moriarty of Worcester, Atherton of Wakefield, Kimball of Boxford, Holbrook of Ashland, Goodman of Dana, and Randall of Boston, *of the House*.

*Manufactures.* — Messrs. McFarlin of Plymouth, Seeley of Berkshire, and Drake of Bristol, *of the Senate*. Messrs. Leonard of Somerset, Leighton of Boston, Higginbottom of Holyoke, Harrub of Plympton, Whitmarsh of Boston, Baker of Lynn, Whitney of Westfield, and Morrison of Braintree, *of the House*.

*Mercantile Affairs.* — Messrs. Haile of Hampden, Randall of Middlesex, and Randall of Bristol, *of the Senate*. Messrs. Nason of Boston, Denham of New Bedford, Sargent of Melrose, Clark of Boston, Simpson of Newburyport, Sexton of Lowell, Wiggins of Marblehead, and Knox of Chester, *of the House*.

*Military Affairs.* — Messrs. Haile of Hampden, Bruce of Middlesex, and Lovell of Norfolk, *of the Senate*. Messrs. Bancroft of Cambridge, Dolan of Lawrence, Carr of Ashby, Barker of Quincy, Snow of Boston, Parker of Ashburnham, Parker of Lynn, and Hayes of Boston, *of the House*.

*Parishes and Religious Societies.* — Messrs. Gerry of Middlesex, Allen of Plymouth, and Livermore of Franklin, *of the Senate*. Messrs. Whitehill of Attleborough, Reade of Boston, Tyler of Oxford, Hubbard of Franklin, Kellogg of Sheffield, Morse of Sherborn, Potter of Rutland, and Leonard of Agawam, *of the House*.

*Printing.* — Messrs. McGeough of Suffolk, Barrus of Hampshire, and Drake of Bristol, *of the Senate*. Messrs. Sullivan of Lawrence, Gifford of Westport, Frizzell of Boston, Tyler of Oxford, Gimlich of Pittsfield, O'Brien of Boston, Reynolds of Brockton, and Martin of Fall River, *of the House*.

*Prisons.* — Messrs. Crowley of Middlesex, Bates of Worcester, and Sparhawk of Essex, *of the Senate*. Messrs. Howland of Plymouth, Walker of Worcester, Pilsbury of Boston, Switzer of Lynn, Whiting of Boston, Robinson of New Bedford, McGaragle of Boston, and Staples of Concord, *of the House*.

*Public Charitable Institutions.* — Messrs. Gilmore of Middlesex, Loring of Worcester, and Ristein of Suffolk, *of the Senate*. Messrs. Learnard of Boston, Wolcott of Boston, Chamberlain of Cambridge, Chester of Malden, Putney of Wellesley, Mellen of Worcester, Fuller of Springfield, and Murphy of Boston, *of the House*.

## JOURNAL OF THE HOUSE,

*Public Health.* — Messrs. Mason of Middlesex, Parker of Essex, and Hitchcock of Hampden, *of the Senate*. Messrs. Bowker of Boston, Ambrose of West Newbury, Adams of Royalston, Stow of Fall River, Randall of Boston, Martin of Milton, Donahoe of Boston, and Stetson of Danvers, *of the House*.

*Railroads.* — Messrs. Bates of Worcester, Locke of Norfolk, McFarlin of Plymouth, and Baldwin of Essex, *of the Senate*. Messrs. Cable of Hyde Park, Hill of Haverhill, Glines of Somerville, Kelley of Cambridge, Joyner of Great Barrington, Boardman of Boston, Olmsted of Springfield, Ball of Worcester, Huntoon of Lowell, Lawience of Fitchburg, and Fernald of Boston, *of the House*.

*Roads and Bridges.* — Messrs. Steele of Essex, Bowley of Essex, and Hitchcock of Hampden, *of the Senate*. Messrs. Dwinell of Winchester, Cluff of Haverhill, Howland of Rockland, Searell of New Bedford, Towne of Orange, Butterfield of Tyngborough, Barton of Dalton, and Conlin of Boston, *of the House*.

*State House.* — Messrs. Swift of Berkshire, Steele of Essex, and Bates of Worcester, *of the Senate*. Messrs. Leighton of Boston, Craig of Walpole, Manning of Boston, Pedrick of Marblehead, Cluff of Haverhill, Barnard of Taunton, Linnell of Orleans, and —— of ——, *of the House*.

*Street Railways.* — Messrs. Locke of Norfolk, Crowley of Middlesex, and Randall of Bristol, *of the Senate*. Messrs. Kingsley of Cambridge, Reade of Boston, Babbit of Taunton, Jackson of Salem, Ernst of Boston, Varnum of Lowell, Batchelder of Worcester, and —— of ——, *of the House*.

*Taxation.* — Messrs. Sayward of Essex, Barrus of Hampshire, and Freeman of Suffolk, *of the Senate*. Messrs. Browne of Boston, Welch of Blackstone, Richardson of Salem, Morse of Sharon, Lamb of Boston, Mason of Swansea, Newell of Longmeadow, and Shaylor of Lee, *of the House*.

*Towns.* — Messrs. Johnson of Worcester, Johnson of the Cape District, and Burton of Worcester, *of the Senate*. Messrs. Kimball of Chelsea, Cogswell of Methuen, Tilly of Granby, Bates of Webster, Douglas of Brockton, Doherty of Boston, Shaw of Rockport, and Saville of Lexington, *of the House*.

*Water Supply and Drainage.* — Messrs. Allen of Plymouth, Wells of Middlesex, and McGeough of Suffolk, *of the Senate*. Messrs. Campbell of Boston, Smith of Andover, Bird of Natick, Kingsley of Cambridge, Whitin of Northbridge, Foster of Medford, Sayward of Boston, and McLaughlin of Boston, *of the House*.

*Joint Special Committees.*

*Hoosac Tunnel and Troy and Greenfield Railroad.* — Messrs Sherburne of Suffolk, Lovell of Norfolk, and Swift of Berkshire, *of the Senate*. Messrs. Baker of Beverly, Moriarty of Worcester, Craig of Walpole, E. P. Butler of Boston, McDonald of Boston, Dolan of Lawrence, Fisher of North Adams, and Starbird of Lowell, *of the House*.

Joint special committees.

*Woman Suffrage.* — Messrs Barrus of Hampshire, Drake of Bristol, and Haile of Hampden, *of the Senate*. Messrs. Hopkins of Millbury, Smith of Leominster, Welch of Blackstone, Briggs of Sandwich, Sullivan of Lawrence, Whitmarsh of Boston, Stetson of Dunvers, and Kilduff of Boston, *of the House*.

*Monitors of the House.*

The Monitors of the House were appointed as follows:

*First Division.* — Messrs. Kingsley of Cambridge and *Monitors*. Bird of Natick.

*Second Division.* — Messrs. Eastman of Boston and Sexton of Lowell.

*Third Division.* — Messrs. McLaughlin of Boston and Hill of Haverhill.

*Fourth Division.* — Messrs. Nason of Boston and O'Connell of Worcester.

*Fifth Division.* — Messrs. Saville of Lexington and Moriarty of Worcester.

*Sixth Division.* — Messrs. Learnard of Boston and Sullivan of Lawrence.

*Drawing of Seats.*

Under the rule, the House then proceeded at once to the drawing of seats, *Seats drawn.* Messrs. Cogswell of Salem, Davenport of Fall River, and Baker of Beverly being appointed a committee to supervise the same.

Messrs. Stetson of Hanson and Foster of Medford were severally allowed to select seats before the drawing began.

At half-past three o'clock, adjourned.

TUESDAY, Jan. 9, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Woman suffrage.

By Mr. Carr of Ashby, petition of Mary E. Shaw and 30 others; and by Mr. Eastman of Boston, petition of Harriet A. Rogers and 74 others,— severally for woman suffrage.

School suffrage.

By Mr. Campbell of Boston, petition of Frances H. Turner and 75 others; by Mr. Wolcott of Boston, petition of Fanny L. Rogers and 30 others; and by Mr. Bird of Natick, petition of Ellie A. Hilt and 13 others,— severally for amendment of the law giving to women the right to vote for school committee.

Severally referred to the committee on Woman Suffrage.

Pharmacy.

By Mr. Switzer of Lynn, petition of Owen Dame and 100 others for a law to regulate the practice of pharmacy in this State. Referred to the committee on Public Health.

Medford water pipes.

By Mr. Foster of Medford, petition of the selectmen of Medford for a law to authorize said town to lay water pipes in Boston Avenue, Somerville. Referred to the committee on Water Supply and Drainage.

Reformatory for male prisoners.

By Mr. McGaragle of Boston, petition of William Taylor and others for the establishment of a reformatory for male prisoners. Referred to the committee on Prisons.

Housatonic Railroad locomotives.

By Mr. Kellogg of Sheffield, petition of Oliver Peck and others for legislation to prevent unnecessary noise by locomotives on the Housatonic Railroad. Referred to the committee on Railroads.

Boston and Colorado Smelting Company.

By Mr. Kingsley of Cambridge, petition of the Boston and Colorado Smelting Company for leave to increase its capital stock.

Boston Produce Exchange.

By Mr. Sprague of Boston, petition of the Boston Produce Exchange for amendment of its charter.

Severally referred to the committee on Mercantile Affairs.

Severally sent up for concurrence.

TUESDAY, JANUARY 9, 1883.

25

By Mr. Cogswell of Salem, petition of William Taylor and others that courts of record be empowered to grant naturalization. Referred to the committee on the Judiciary.

Naturalization  
by courts of  
record.

By Mr. Hartwell of Fitchburg, petition of William W. Foster for a recount of votes cast, and for the seat as representative for the Fourth Franklin Representative District. Referred to the committee on Elections.

William W.  
Foster, —  
Fourth Franklin  
representative  
district.

*Reports, etc., Referred.*

Reports.

The following documents were received from the Secretary of the Commonwealth : —

Seventeenth annual report of the Commissioners on Inland Fisheries. Referred to the committee on the Fisheries.

Fortieth annual report of the registration of births, marriages and deaths in the Commonwealth ; and

Report of the chief of Massachusetts District Police.

Severally referred to the committee on Labor.

Thirty-fifty annual report of the trustees of the Massachusetts School for Idiotic and Feeble-Minded Youth at South Boston ;

Fourth annual report of the trustees of the State Primary and Reform Schools ;

Fifth annual report of the trustees of the Danvers Lunatic Hospital ;

Twenty-seventh annual report of the trustees of the State Lunatic Hospital at Northampton ;

Twenty-ninth annual report of the trustees of the State Lunatic Hospital at Taunton ;

Fiftieth annual report of the trustees of the State Lunatic Hospital at Worcester ;

Twenty-ninth annual report of the trustees of the State Workhouse at Bridgewater ;

Twenty-ninth annual report of the trustees of the State Almshouse at Tewksbury ; and the

Fifty-first annual report of the trustees of the Perkins Institution and Massachusetts School for the Blind.

Severally referred to the committee on Public Charitable Institutions.

Severally sent up for concurrence.

Abstracts of the returns of sheriffs ; and

Abstracts of the returns of registers of deeds.

## JOURNAL OF THE HOUSE,

**Severally referred to the committee on the Judiciary.**

**Aggregates of polls, property, taxes, etc., as assessed May 1, 1882. Referred to the committee on Finance.**

*Placed on File.*

Copies and notices of petitions.

A communication was received from the Secretary of the Commonwealth, transmitting copies and notices of the petitions intended to be presented to the Legislature at the current session. Placed on file, on motion of Mr. Cogswell of Salem.

*Laid on the Table.*

Hoosac Tunnel and Troy and Greenfield Railroad.

The report of the manager of the Hoosac Tunnel and Troy and Greenfield Railroad was received, and was laid on the table and ordered to be printed.

Certificates of corporations.

The abstracts of certificates of corporations were received from the Secretary of the Commonwealth, and were laid on the table.

*Orders.*

Industrial art.

On motion of Mr. Hill of Haverhill, —

*Ordered*, That the committee on Education consider the expediency of such changes in the laws as may be necessary for directing instruction in industrial art.

On motion of the same gentleman, —

*Ordered*, That the committee on Education consider the expediency of legislation concerning the State Normal Art School and the advisability of abolishing the same.

Abolition of the State Normal Art School.

On motion of Mr. Learnard of Boston, —

*Ordered*, That the committee on Mercantile Affairs be authorized to investigate the practices of pilots and the system of pilotage now in force in this Commonwealth, and the fees and compensation in relation thereto, with a view to determining the expediency of the repeal or modification of any or all of the existing statutes, and for this purpose said committee is authorized to send for persons and papers.

Pilotage.

On motion of Mr. Sullivan of Lawrence, —

Weekly payments of wages.

*Ordered*, That the committee on Labor consider the expediency of compelling all manufacturing and other corporations employing day laborers to pay all such help once in each week.

On motion of Mr. Frizzell of Boston, —

*Ordered*, That the committee on Election Laws consider the expediency of so amending article 3 of the Constitution of the Commonwealth that any citizen of the State otherwise qualified may vote without the previous payment of any poll or other tax.

Poll-tax qualification of voters.

On motion of Mr. Kingsley of Cambridge, —

*Ordered*, That the Clerks of the Senate and House of Representatives be instructed to prepare a book for the use of the Legislature containing the names of the members, a statement of the several committees, and the rules and joint rules of the Senate and House.

Book of rules, committees, etc.

On motion of Mr. Belden of Williamstown, —

*Ordered*, That the Auditor of Accounts be authorized to submit in print the usual summary of his annual report for the early use of the Legislature.

Summary of auditor's report.

Severally sent up for concurrence.

On motion of Mr. Candage of Brookline, —

*Ordered*, That the committee on the Judiciary consider the expediency of establishing a clerkship for the police court of Brookline.

Clerkship for Brookline police court.

On motion of Mr. Learnard of Boston, —

*Ordered*, That the committee on Probate and Chancery consider the expediency of amending section 28 of chapter 139 of the Public Statutes concerning the limitations of actions against sureties on guardians' bonds, by extending the time within which in certain cases such actions may be brought.

Suits against sureties on guardians' bonds.

On motion of the same gentleman, —

*Ordered*, That the committee on Probate and Chancery consider the expediency of providing by suitable legislation for allowing amendments to reasons of appeal from orders and decrees of the Probate Court.

Amendments to reasons of appeal.

On motion of Mr. Davenport of Fall River, —

*Ordered*, That the committee on Finance have authority to report from time to time such appropriation bills as the exigencies of the public service may require, and to employ such clerical assistance as may be necessary.

Appropriation bills.

### *Papers from the Senate.*

*Ordered*, In concurrence, that the Insurance Commissioner be requested to report to the Legislature as early

Insurance commissioner.

## JOURNAL OF THE HOUSE,

as practicable any matters of insurance requiring legislative action.

**Prison commissioners' report.**

The following papers were referred, in concurrence:

Fifth annual report of the Commissioners of Prisons on the Reformatory Prison for Women. To the committee on Prisons.

**Newton Mills.**

Petition of F. M. Weld for the passage of an act to revive the charter of the Newton Mills. To the committee on Manufactures.

**Roxbury Home for Children and Aged Women.**

Petition of the Roxbury Home for Children and Aged Women for amendment of its charter. To the committee on Public Charitable Institutions.

**House rules.**

### *Report of a Committee.*

By Mr. Sprague of Boston, from the committee on Rules and Orders on the part of the House, who were instructed to prepare rules and orders for the government of the House,—

That the Rules and Orders of the House of 1882 be adopted, with the following changes:—

Strike out the words “and orders” from the phrase “rules and orders,” wherever the same occurs.

In the last two lines of rule 34, strike out the words “on the several divisions.”

Substitute for rule 41 the following:—

Rule 41. If a committee to whom a bill is referred report that the same ought not to pass, the question shall be, “Shall this bill be rejected?” If the question on rejection is negative, the bill, if it has been read but once, shall go to a second reading without question; otherwise it shall be placed in the orders for the next day, pending the question on ordering to a third reading, or engrossment, as the case may be.

Insert a new rule, to be numbered Rule 46, as follows:—

Rule 46. Bills, resolves, and other papers that have been, or under the rules or usage of the House, are to be printed, shall be read by their titles only, unless the full reading is requested.

In rule 46 of the present rules, after the words “duly presented and referred,” insert the words “or as a substitute for such report.”

Substitute for rule 54 the following:—

Rule 54. Bills from the Senate, after their first reading, when not referred to a committee of the House, bills favorably reported to the House by committees, and bills the question of the rejection of which is negative, shall be placed in the orders for the next day.

Read and placed in the orders of the day for to-morrow.

At fifteen minutes past two o'clock adjourned.

WEDNESDAY, Jan. 10, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

A communication was received from the Secretary of the Commonwealth, transmitting the estimates of appropriations for the several departments for the year 1883. Estimates of appropriations.  
Referred to the committee on Finance.

*Petitions Presented.*

By Mr. Holley of Edgartown, petition of William Harding and others that the pilots who hold commissions for Nantucket Shoals, and are engaged in the pilot service, may be authorized to pilot all vessels into the port of Boston of less than two hundred tons register, coming from a foreign port, requiring the services of a pilot over Nantucket Shoals and bound for the port of Boston. Referred to the committee on Mercantile Affairs. Pilots for Nantucket Shoals.

By Mr. McLaughlin of Boston, petition of William Taylor and others that the Constitution be so amended that no payment of a poll tax be required as a prerequisite to a right to vote. Referred to the committee on Election Laws. Poll-tax qualification of voters.

By Mr. Wheeler of Boston, petition of D. D. Kelly and others that a certain claim against the State, held by Jacob K. Lunt of Boston, lately a pilot, may be allowed. Referred to the committee on Claims. Jacob K. Lunt.

By Mr. Lord of Templeton, petition of John F. Norton and others for amendment of the Constitution prohib- Intoxicating liquors.

## JOURNAL OF THE HOUSE,

iting the manufacture and sale of all alcoholic liquors as a beverage. Referred to the committee on Liquor Law.

**Mark Pickering.**

By Mr. Bancroft of Cambridge, petition of Mark Pickering for State aid. Referred to the committee on Military Affairs.

**Congregational Publishing Society.**

By Mr. Eastman of Boston, petition of the Congregational Publishing Society, for a change of its corporate name. Referred to the committee on Parishes and Religious Societies.

**Taunton charter.**

By Mr. Babbitt of Taunton, petition of Horatio L. Cushman, mayor of the city of Taunton, for an amendment in the revised charter of the city of Taunton, relating to the city physician. Referred to the committee on Cities.

**Cottage City water supply.**

By Mr. Holley of Edgartown, petition of Elihu M. Mosher and others relative to a water supply for the town of Cottage City.

**Andover.—Shawsheen River.**

By Mr. Smith of Andover, petition of S. K. Johnson and others, that the town of Andover may have authority to take water from the Shawsheen River for the purpose of a water supply.

**Hudson water supply.**

By Mr. Jefts of Hudson, petition of Charles H. Robinson and others of Hudson, for leave to take water from "Gates Pond," in the town of Berlin, or from "Little Pond," in the town of Bolton, for the extinguishment of fires, and for domestic uses in said town.

**Lynn.—Swampscott water supply.**

By Mr. Pedrick of Marblehead, petition of the selectmen of Swampscott and others, that the city of Lynn may be authorized to supply the town of Swampscott with water for fire purposes.

Severally referred to the committee on Water Supply Supply and Drainage.

**Woman suffrage.**

By Mr. Lamb of Boston, petition of Fanny L. Rogers and 30 others; by Mr. Brigham of South Abington, petition of Benjamin F. Bowles and 114 others; by Mr. Whiting of Boston, petition of M. H. Crowell and eight others; by Mr. Frizzell of Boston, petition of Anna L. Borroughs and 110 others; by Mr. Saville of Lexington, petition of C. E. Hosmer and 41 others; and by Mr. Nourse of Lancaster, petition of Susan J. Wallis and 51 others, — severally for woman suffrage.

**School suffrage.**

By Mr. Bowker of Boston, petition of Julia M. Baxter

and others for amendment of the law giving to women the right to vote for school committee.

Severally referred to the committee on Woman Suffrage.

Severally sent up for concurrence.

By Mr. Stetson of Lakeville, petition of Francis A. Hobart of Braintree for the seat now held by Alva L. Morrison as representative for the Sixth Norfolk Representative District. Referred to the committee on Elections.

Francis A.  
Hobart.—Sixth  
Norfolk repre-  
sentative  
district.

#### *Orders.*

On motion of Mr. Small of Provincetown,—

*Ordered*, That the committee on Federal Relations consider the expediency of requesting the representatives of Massachusetts in both branches of Congress to endeavor to secure the termination of Articles XVIII, XIX, and XXI of the Treaty of Washington.

Treaty of  
Washington.

On motion of Mr. Hopkins of Millbury,—

*Ordered*, That the committee on Water Supply and Drainage consider the expediency of legislation to prevent the pollution of the Blackstone River by the sewage of the city of Worcester.

Blackstone  
River.

On motion of the same gentleman,—

*Ordered*, That the committee on Water Supply and Drainage consider the expediency of legislation to prevent the pollution of the streams of the Commonwealth by the introduction of sewage therein, from municipal systems of sewerage, and from all other sources, and from the deposit therein of the refuse and waste of manufacturing processes.

Pollution of  
streams.

On motion of Mr. Gilmartin of Lawrence,—

*Ordered*, That the committee on Labor consider the expediency of compelling corporations to pay their employés at least once in fourteen days.

Fortnightly  
payments.

On motion of Mr. Howes of Cambridge,—

*Ordered*, That the committee on Election Laws consider the expediency of enacting a law making it a penal offence for any person to pay, directly or indirectly, or furnish any money or means, directly or indirectly, with which to pay any poll tax of another, with a view to procuring, controlling or influencing his vote in favor of

Influencing  
voters.

## JOURNAL OF THE HOUSE,

any person or candidate for office, or in favor of any political party.

*Accidents on freight trains.*

On motion of Mr. Nason of Boston, —

*Ordered*, That the committee on Railroads consider the expediency of legislation for the better protection of men employed on railway freight trains, in coupling cars, and cases of accident.

*Extra copies of Governor's address.*

On motion of Mr. Bowker of Boston, —

*Ordered*, That the committee on Printing consider the expediency of printing ten thousand extra copies of the Governor's address, for the use of members of the legislature.

*Foreclosure of power of sale mortgages.*

On motion of Mr. Hill of Haverhill, —

*Ordered*, That the joint committee on the Judiciary consider the expediency of amending the laws relating to mortgages, so that in cases of foreclosure of mortgages by the exercise of a power of sale, notices of the breach and intended foreclosure shall be given by the mortgagee, or the person holding under him, to the mortgagor, or the person holding under him.

*Election of United States Senator.*

Severally sent up for concurrence.

*Election of United States Senator.*

*Committee on Prisons.*

On motion of Mr. Cogswell of Salem, —

*Ordered*, That the hour of half-past two o'clock on Tuesday next, January 16th, be assigned as the time for the election of a United States Senator on the part of the House.

*Henry F. Hopkins, — Lawrence police court clerk.*

*Papers from the Senate.*

*Ordered*, In concurrence, that the committee on Prisons be authorized to visit the prisons, jails and houses of correction at such times as they shall deem expedient.

*Lynn fire department.*

The following petitions were referred, in concurrence :

Petition of Henry F. Hopkins, clerk of police court of Lawrence, for an increase of salary. To the joint committee on the Judiciary.

*Isadora F. Lincoln.*

Petition of the mayor of the city of Lynn respecting the tenure of office of officers and members of the fire department in said city. To the committee on Cities.

Petition of Isadora F. Lincoln for State aid. To the committee on Military Affairs.

Petition of the Spencer Water Company for an amendment to its charter. To the committee on Water Supply and Drainage. Spencer Water Company.

*Orders of the Day.*

The report of the committee on Rules and Orders on Orders of the day. the part of the House, who were instructed to prepare rules and orders for the government of the House, was accepted.

At twenty-two minutes past two o'clock, adjourned.

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THURSDAY, Jan. 11, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Entwistle of Framingham, petition of Charles D. Lewis and others, of Framingham, for an act of incorporation as the Farmers' and Mechanics' Savings Bank. Farmers' and Mechanics' Savings Bank. Referred to the committee on Banks and Banking.

By Mr. Weston of Newton, petition of Edwin W. Gay and others for an act of incorporation as the Newton Associates. Newton Associates. Referred to the committee on Mercantile Affairs.

By Mr. Wolcott of Newton, petition of William S. Bartlett and others for an act to authorize the Society for the Relief of Widows and Orphans of Deceased Clergymen of the Protestant Episcopal Church to hold additional real and personal estate. Society for Relief of Widows and Orphans of Deceased Clergymen. Referred to the committee on Parishes and Religious Societies.

By Mr. Glines of Somerville, petition of the Somerville Horse Railway Company for an act removing the limitations of the term of its existence to fifty years. Somerville Horse Railway Company. Referred to the committee on Street Railways.

By Mr. Wolcott of Boston, petition of the Lynn Aqueduct Company, for an alteration of its charter. Lynn Aqueduct Company.

By Mr. Richardson of Salem, petition of L. S. Tuckerman and others, that the city of Salem be authorized to take certain flats lying in North River, for the abatement of a nuisance. North River flats, — Salem.

Severally referred to the committee on Water Supply and Drainage.

*Woman suffrage.*

By Mr. Bush of West Brookfield, petition of Sarah E. F. Corliss and 14 others; by Mr. Hall of Upton, petition of Priscilla B. F. Gilman and 33 others; and by Mr. Beach of Springfield, petition of Mary A. Fassane and 44 others, — severally for woman suffrage.

Severally referred to the committee on Woman Suffrage.

Severally sent up for concurrence.

*Debts of boarding-house keepers.*

By Mr. Starbird of Lowell, petition of George Reed and others, boarding-house keepers, for such legislation as will afford a more complete and adequate remedy for the collection of debts by trustee process.

*Marriages.*

By Mr. Warner of Northampton, petition of Alonzo Pomeroy and others, for amendment of the law prohibiting marriages between certain relations.

Severally referred to the committee on the Judiciary.

*Joel W. Harris, — Second Worcester Representative District.*

By Mr. Ball of Worcester, petition of Joel W. Harris for a recount of votes cast, and that he may be admitted as representative for the Second Worcester Representative District. Referred to the committee on Elections.

#### *Orders.*

*Travel on Washington and Tremont Streets, Boston.*

On motion of Mr. Aldrich of Marlborough, —

*Ordered,* That the committee on Cities consider the expediency of providing by law that Washington and Tremont streets, or certain portions thereof, in the city of Boston, may be reserved for the use of horse cars and light vehicles, so as to prevent the crowded condition of said streets and facilitate travel thereon.

*Liquor licenses, — Adjoining owners.*

On motion of Mr. Donahoe of Boston, —

*Ordered,* That the committee on Liquor Law consider the expediency of repealing section 7, chapter 100 of the Public Statutes, in regard to the power of adjoining owners to object to granting certain licenses.

*Equity jurisdiction for Superior Court.*

On motion of Mr. Potter of Worcester, —

*Ordered,* That the joint committee on the Judiciary consider the expediency of giving equity jurisdiction to the Superior Court.

Severally sent up for concurrence.

On motion of Mr. Hopkins of Millbury, —

*Ordered*, That the committee on the Judiciary consider the expediency of repealing section 87 of chapter 183 of the Public Statutes, relating to costs under the trustee process, in certain cases. Costs under trustee process.

On motion of Mr. Nason of Boston, —

*Ordered*, That hereafter, when the House adjourn on Friday it be to the following Monday at two o'clock P. M. Adjournment over Saturday.

*Taken from the Files.*

On motion of Mr. Sprague of Boston, the Senate Bill to simplify the transfer of land, referred by the last Legislature to the next General Court, was taken from the files, and was, on further motion of the same gentleman, referred to the committee on the Judiciary. Transfer of land.

*Introduced on Leave.*

By Mr. Davenport of Fall River, a Resolve authorizing the Treasurer to borrow money in anticipation of the revenue. Treasurer.

Read, and on motion of Mr. Davenport, the rules were suspended, and the resolve was read a second and a third time, and was passed to be engrossed and sent up for concurrence.

*Papers from the Senate.*

*Ordered*, In concurrence, that the joint committee on Election Laws consider what changes in the election and registration laws are necessary, with a view of removing all unnecessary restrictions upon the right to vote. Registration of voters.

*Ordered*, In concurrence, that the committee on Prisons consider the expediency of abolishing the contract system, as connected with the employment of convict labor in the State prison at Concord and other penal and reformatory institutions. Convict labor.

A report of the joint special committee appointed to prepare rules and orders for the government of the two branches, recommending, in addition to rules 1 and 2, already reported and adopted, the adoption of the rules and orders of the regular session of the year 1882, with the following amendments: — Joint rules.

In rule 6, strike out, in the second and third lines, the words "or of the Commonwealth;"

## JOURNAL OF THE HOUSE,

In rule 8, in the third line, strike out the word "first," and insert the word "second;"

In rule 11, insert after the word "legislation," in the second line, the words "except reports required to be made to the Legislature;" and in the third line strike out the word "first," and insert the word "second;"

In rule 24, in the first line strike out the word "tenth," and insert the word "twelfth," and also in the first line strike out the words, "or order;" and

In the title to the joint rules and orders, strike out the words "and orders;"

Accepted by the Senate, was read and placed in the orders of the day for to-morrow.

Hillside Agricultural Society.

A petition of Alvan Barrus and others, for an act of incorporation as the Hillside Agricultural Society (taken from the Senate files of last year) was referred, in concurrence, to the committee on Agriculture.

Worcester & Nashua, and Nashua & Rochester R. R. Cos.

A petition of the Worcester and Nashua Railroad Company for authority to unite and form one corporation with the Nashua & Rochester Railroad Company was referred, in concurrence, to the committee on Railroads.

At twenty minutes past two o'clock, adjourned.

FRIDAY, Jan. 12, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Pilots for Nantucket Shoals.

By Mr. Freeman of Nantucket, petition of William F. Burgess and others of Nantucket, that pilots for Nantucket Shoals be allowed to pilot vessels of two hundred tons and less from foreign ports into Boston.

American Bell Telephone Company.

By Mr. Boardman of Boston, petition of the American Bell Telephone Company for an alteration of its charter.

Boston Special Capital Company.

By Mr. Nason of Boston, petition of Jonathan A. Lane, William Clafin, and others, for incorporation as the "Boston Special Capital Company."

Severally referred to the committee on Mercantile Affairs.

By Mr. Coombs of Newburyport, petition of Fred B. Kellogg for an annuity. Referred to the committee on Military Affairs.

By Mr. Smith of Leominster, petition of G. W. Peirce and 60 others, for a law to regulate the practice of pharmacy. Referred to the committee on Public Health.

By Mr. Reade of Boston, petition of John Atwood and 58 others of Boston, for more reasonable rates for the transportation of fresh fish on the Old Colony Railroad.

By Mr. Linnell of Orleans, petition of Philip Smith and others of Eastham, for fair rates for the transportation of fresh fish on the Old Colony Railroad, from Eastham to Boston.

By Mr. Freeman of Chatham, petition of J. N. Eldredge and 53 others, for more reasonable rates for the transportation of fresh fish on the Old Colony Railroad, between Harwich and Boston.

Severally referred to the committee on Railroads.

By Mr. Bancroft of Cambridge, petition of the mayor of Cambridge, that the wards of said city may be divided into voting precincts.

By Mr. Weston of Newton, petition of William P. Ellison, mayor of the city of Newton, for amendment of the city charter.

Severally referred to the committee on Cities.

By Mr. Kingsley of Cambridge, petition of James A. Fox, mayor of Cambridge, that said city may take water from the Shawsheen River for an additional water supply.

By Mr. Brigham of South Abington, petition of B. S. Atwood and others of South Abington, that said town be granted the right to take water from any pond in said town.

Severally referred to the committee on Water Supply and Drainage.

By Mr. Cable of Hyde Park, petition of William J. Stuart and 148 others of Hyde Park; by Mr. Linnell of Orleans, petition of George H. Clark and others of Eastham; by Mr. Dunham of Fairhaven, petition of Charles A. Morton, Jr., and others of East Freetown; by Mr. Butler of Belmont, petition of Charles F. Fitz and 56 others; and by Mr. Putney of Wellesley, petition of Henrietta Stevens and 23 others of Needham,— severally for woman suffrage.

Fred B. Kellogg.

Pharmacy.

Transportation  
of fresh fish on  
the Old Colony  
R. R.

Ibid.

Ibid.

Voting precincts  
in Cambridge.

Newton charter.

Cambridge,—  
Shawsheen  
River.

South Abington  
water supply.

Woman suf-  
frage.

## JOURNAL OF THE HOUSE,

Severally referred to the committee on Woman Suffrage.

Severally sent up for concurrence.

*Land for public institutions in Boston.*

By Mr. Gove of Boston, petition of Samuel A. Green, mayor of the city of Boston, for such legislation as may be necessary to authorize said city to take land for the use of public institutions.

*Boston police.*

By Mr. Sprague of Boston, petition of Samuel A. Green, mayor of the city of Boston, for legislation providing that lieutenants of police in said city may be placed on the pension roll.

Severally referred to the committee on the Judiciary.

*Orders.*

On motion of Mr. Martin of Milton,—

*English sparrows.*

*Ordered*, That the committee on Agriculture consider the expediency of offering a bounty for the extermination of the English sparrow.

*Catharine B. Waterman.*

On motion of Mr. Glines of Somerville,—

*Ordered*, That the committee on Claims inquire whether or not the Commonwealth should make a compensation to Catharine B. Waterman of Williamstown in the county of Berkshire, administratrix and widow of Henry B. Waterman, who was killed February 17, A.D. 1866, while on the highway in said Williamstown, and crossing the track of the Troy and Greenfield Railroad, by the engine or cars then running on said railroad, and report by bill, resolve or otherwise.

*Gates at railroad grade crossings.*

On motion of the same gentleman,—

*Ordered*, That the committee on Railroads consider the expediency of providing that all railroads crossing highways at grade shall place at such grade crossings a gate or an automatic signal, which shall indicate the approach of trains.

*Ten-hour law.*

On motion of Mr. Wilkinson of Cambridge,—

*Ordered*, That the committee on Labor consider the expediency of amending section 4, chapter 74, of the Public Statutes, by inserting, after the word "manufacturing," in line 2, the words, "mechanical and mercantile," so as to extend the provisions of the ten hour law to mechanical and mercantile establishments.

*Mississippi River Commis-*

On motion of Mr. Chappelle of Boston,—

*Ordered*, That the committee on Federal Relations

consider the expediency of requesting the representatives of Massachusetts, in both branches of Congress, to do all in their power to have prohibited by law the employment of convict labor by the Mississippi River Commission. tion,—convict labor.

Severally sent up for concurrence.

*Papers from the Senate.*

The following order was referred, in concurrence, to the committee on Printing:—

*Ordered*, That there be printed for the use of the Legislature two thousand copies of the election sermon of the Rev. R. R. Meredith. Election sermon.

A Bill to secure the sanctity of burials, introduced on leave in the Senate, was read and referred, in concurrence, to the committee on Mercantile Affairs. Burials.

The following papers were referred, in concurrence:—

Annual report of the Commissioners on Contagious Diseases among Cattle. To the committee on Agriculture. Contagious diseases.

Communication from Hon. Robert R. Bishop and Hon. Charles J. Noyes, respecting the publication of an edition of the Reports of Contested Elections from 1853 to 1882, inclusive. To the committee on Election Laws. Contested election cases.

Petition of the Mutual Fire Assurance Company of Springfield for an amendment of its charter. To the committee on Insurance. Springfield Mutual Fire Assurance Co.

Report of the State Directors of the Boston & Albany Railroad Company. To the committee on Railroads. State directors.

Report of the Governor and Council, in compliance with the provisions of chapter 41 of the Resolves of 1882, relative to the separate homœopathic treatment of insane persons under the care of the Commonwealth. To the committee on Public Charitable Institutions. Homœopathic treatment of the insane.

Petition of the mayor of Boston for authority to take water from Shawsheen River for a water supply for said city. To the committee on Water Supply and Drainage. Boston,—Shawsheen River.

*Reports of Committees.*

By Mr. Davenport of Fall River, from the committee on Finance, on an order relative to appropriation bills, a Bill making appropriations for the mileage and compensation of the members of the Legislature, for the compensation of officers thereof and for other purposes. Appropriation bill.

Ibid.

By the same gentleman, from the same committee, on an order relative to appropriation bills, a Bill making appropriations for the maintenance of the government for the present year.

Severally read and ordered to a second reading.

*Orders of the Day.*

Orders of the day.

The report of the joint special committee appointed to prepare rules and orders for the government of the two branches was accepted, in concurrence.

At twenty minutes past two o'clock, adjourned.

MONDAY, Jan. 15, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Reports Referred.*

Railroad Commissioners' report.

The fourteenth annual report of the Railroad Commissioners (Pub. Doc., No. 14) was received, and referred to the committee on Railroads.

Auditor's report.

The annual report of the Auditor of Accounts was received, and referred to the committee on Expenditures. Severally sent up for concurrence.

*Petitions Presented.*

Broad-rimmed wheels.

By Mr. Bancroft of Cambridge, petition of the mayor and aldermen of Cambridge and others for legislation giving to cities and towns the right to prescribe the width for wheels of loaded wagons passing over roads within their limits. Referred to the committee on Roads and Bridges.

Peter McManamy.

By Mr. Morse of Sherborn, petition of Peter McManamy for an act to authorize the town of Holliston to pay him a bounty.

William R. Boag.

By Mr. Manning of Boston, petition of William R. Boag for State aid.

Severally referred to the committee on Military Affairs.

Poultry associations.

By Mr. Denham of New Bedford, petition of James C. Mara and others for an act granting a bounty to the incor-

porated poultry associations of this State. Referred to the committee on Agriculture.

By Mr. Belden of Williamstown, petition of Ellen <sup>Ellen Madigan.</sup> Madigan for an allowance from the State for the loss of her husband, who was killed while serving as an employé of the State. Referred to the committee on Claims.

By Mr. Marden of Lowell, petition of the superintendent and trustees of the State Almshouse at Tewksbury for an appropriation of \$3,500. Referred to the committee on Public Charitable Institutions. <sup>State almshouse.</sup>

By Mr. Whitin of Northbridge, petition of the Pine Grove Cemetery Association for an act providing for the removal of remains from the Whitinville Burying Ground (so called) to the Pine Grove Cemetery. Referred to the committee on Parishes and Religious Societies. <sup>Pine Grove Cemetery.</sup>

By Mr. Pedrick of Marblehead, petition of A. C. Orne of Marblehead for the appointment of a committee to devise some plan for a more perfect registration of the vital statistics of this State. Referred to the committee on Labor. <sup>Vital statistics.</sup>

By Mr. Cogswell of Salem, petition of S. Endicott Peabody and others to be incorporated as the Essex County Land and Building Company. Referred to the committee on Mercantile Affairs. <sup>Essex County Land and Building Co.</sup>

By Mr. Howland of Rockland, petition of J. J. Estes and others for a law to regulate the practice of pharmacy. Referred to the committee on Public Health. <sup>Pharmacy.</sup>

By Mr. Cable of Hyde Park, petition of the Eastern Junction, Broad Sound Pier & Point Shirley Railroad Company, the Boston, Winthrop & Point Shirley Railroad Company, and the Boston & Winthrop Railroad Company, for legislation authorizing said corporations to unite and form one corporation, to be known as the Boston, Winthrop & Shore Railroad Company, etc. Referred to the committee on Railroads. <sup>Eastern Junction, Broad Sound Pier & Point Shirley and Boston & Winthrop railroads.</sup>

By Mr. Jacobs of Hingham, petition of the selectmen of Hingham for authority to take and fill up the Mill Pond in said town. <sup>Hingham, — Mill Pond.</sup>

By Mr. Switzer of Lynn, petition of Charles H. Allen and others in aid of the petition that the city of Lynn may be authorized to supply the town of Swampscott with water for fire purposes. <sup>Lynn, — Swampscott water supply.</sup>

**Sharon Water Company.**

By Mr. Morse of Sharon, petition of H. A. Lathrop and others for an act of incorporation as the Sharon Water Company.

Severally referred to the committee on Water Supply and Drainage.

**Woman suffrage.**

By Mr. Chester of Malden, petition of Harriette R. Shattuck and others that our senators and representatives in Congress be requested to use all proper means to secure the passage of a joint resolution proposing an amendment to the United States Constitution concerning woman suffrage.

**Ibid.**

By Mr. Bird of Natick, petition of Matilda B. Tibbetts and others of Natick; by Mr. Williams of Waltham, petition of Mrs. Luman N. Hale and others; by Mr. Smith of Leominster, petition of Jonathan Drake and others; and by Mr. Maguire of Woburn, petition of S. H. Patten and others, — severally for woman suffrage.

Severally referred to the committee on Woman Suffrage.

**E. W. Cate, — Newton police court.**

By Mr. Weston of Newton, petition of E. W. Cate, clerk of the Police Court of Newton, for an increase of salary. Referred to the joint committee on the Judiciary.

Severally sent up for concurrence.

**Pilgrim Society.**

By Mr. Howland of Plymouth, petition of the Pilgrim Society for an amendment to its charter, to enable it to hold additional real and personal estate.

**Home for Aged Females in Worcester.**

By Mr. Potter of Worcester, petition of the trustees of the Home for Aged Females, in the city of Worcester, for an amendment to its charter.

Severally referred to the committee on the Judiciary.

**Franklin Pease, — Fourth Franklin Representative District.**

By Mr. Aiken of Greenfield, petition of Franklin Pease for the seat as representative from the Fourth Franklin Representative District. Referred to the committee on Elections.

#### *Orders.*

On motion of Mr. Varnum of Lowell, —

*Ordered*, That the committee on the Fisheries consider the expediency of further legislation relative to fishing in the Merrimack River.

On motion of Mr. Douglas of Brockton, —

*Ordered*, That the committee on Labor consider the expediency of legislation providing a penalty for manu-

**Fishing in Merrimack River.**

**Laborers' wages.**

facturers or employers who charge a per cent., or any part of a per cent., to be deducted from the laborers' wages, if payment is made before the regular pay-day.

On motion of Mr. Potter of Worcester, —

*Ordered*, That the committee on Labor consider the expediency of legislation requiring large factories, hotels, public halls, theatres and other buildings to be provided with a hemp rope or other suitable fire escape for each room, properly arranged for the use of inmates in case of fire. Fire escapes.

On motion of Mr. Mellen of Worcester, —

*Ordered*, That the committee on Labor consider the expediency of legislation requiring that every building erected hereafter, intended for hotel purposes, shall be built of brick, with no division walls or floors more combustible than terra-cotta, and with stone or terra-cotta stairs. Hotels.

On motion of Mr. Bowker of Boston, —

*Ordered*, That the committee on Public Health consider the expediency of providing better ventilation for the Hall of the Representatives or other rooms in the State House. Ventilation of Representatives' Chamber.

Severally sent up for concurrence.

On motion of Mr. Wheeler of Boston, —

*Ordered*, That the committee on the Judiciary consider the expediency of requiring by statute, under penalty, that all keepers of hotels or boarding-houses having fifty guests or upwards provide such hotel or boarding-house with sufficient fire-extinguishers, a suitable alarm, a competent night-watch on each floor occupied by guests or employés, and also maintain at the head of each flight of stairs a red light. Precautions against fire in hotels.

On motion of Mr. Belden of Williamstown, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending section 24 of chapter 158 of the Public Statutes relative to compensation for extra clerical assistance in the probate courts in the various counties of the Commonwealth. Clerical assistance in probate courts.

On motion of Mr. Clark of Winchendon, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending chapter 67 of the Public Statutes, so as to allow auctioneers residing in other States to make sales of real and personal estate in this Commonwealth. Auctioneers.

**wealth, under proper provisions of law, and upon payment of a reasonable license fee.**

**Probate court,  
—jurisdiction of  
marriage and  
divorce.**

**On motion of Mr. Hopkins of Millbury. —**

**Ordered**, That the committee on the Judiciary consider the expediency of repealing so much of section 5, chapter 150 of the Public Statutes, as gives to the Supreme Judicial Court original and exclusive jurisdiction of petitions for divorce and nullity of marriage, and of providing by law that the probate courts in the several counties of the Commonwealth shall have original and exclusive jurisdiction of such petitions.

**Entry of ap-  
peals in certain  
courts.**

**On motion of Mr. Lincoln of Somerville, —**

**Ordered**, That the committee on the Judiciary consider the expediency of amending the Public Statutes relating to the time of entering appeals from judgments in civil cases of municipal, police, and district courts and trial justices.

**Election of U. S.  
Senator.**

**On motion of Mr. Browne of Boston, —**

**Ordered**, That no person be allowed upon the floor of this House during the election of United States Senator other than members of the Legislature and those connected therewith.

*Papers from the Senate.*

**Committee on  
Public Charita-  
ble Institutions.**

**Ordered**, In concurrence, that the committee on Public Charitable Institutions be authorized to visit such institutions at such times as they may deem expedient.

**Sumner D.  
York, — Glou-  
cester police  
court.**

The following papers were referred, in concurrence: —

Petition of Sumner D. York, clerk of the police court of Gloucester, for an increase of salary. To the joint committee on the Judiciary.

**Insurance com-  
missioner's  
report.**

Special report of the Insurance Commissioner. To the committee on Insurance.

**List of pardons.**

Message of the Governor, enclosing a list of pardons granted during the year 1882. To the committee on Prisons.

*Reports of Committees.*

**Appropriation  
bill.**

By Mr. Clark of Winchendon, from the committee on Finance, on an order relative to appropriation bills, a Bill in addition to "An Act making appropriations for the maintenance of the government during the present year." Read, and ordered to a second reading.

**Governor's  
address.**

By Mr. Sullivan of Lawrence, from the committee on

Printing, on an order, a Resolve for printing extra copies of the Governor's address. Read and referred, under the rule, to the committee on Finance.

*Orders of the Day.*

Bills :

Making appropriations for the mileage and compensation of the members of the Legislature for the compensation of officers thereof and for other purposes ; and

Orders of the day.

Making appropriations for the maintenance of the government for the present year ;

Were severally read a second time, and ordered to a third reading.

At half-past two o'clock, adjourned.

TUESDAY, Jan. 16, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Member Qualified.*

Mr. Ansel F. Wildes of Chicopee, the member elected to fill the vacancy in the Third Hampden Representative District, being present and ready to be qualified, Mr. Beach of Springfield was appointed a committee, who conducted him to the Council Chamber, and Mr. Wildes having been duly qualified, report was made accordingly.

Member qualified.—Third  
Hampden  
Representative  
District.

*Taken from the Table.*

On motion of Mr. Baker of Beverly, the report of the manager of the Hoosac Tunnel and Troy and Greenfield Railroad was taken from the table, and was referred to the committee on Hoosac Tunnel and Troy and Greenfield Railroad, and sent up for concurrence.

Hoosac Tunnel  
and Troy &  
Greenfield  
Railroad.

*Petitions Presented.*

By Mr. Belden of Williamstown, petition of the overseers of the town of Hancock, that said town be remunerated for money paid out for the support of a State pauper. Referred to the committee on Claims.

Hancock.

Gloucester  
harbor.

By Mr. Gaffney of Gloucester, petition of Samuel G. Pool and others for a change of a portion of the harbor line in Gloucester Harbor. Referred to the committee on Harbors and Public Lands.

Fishing regulations  
by town officers.

By Mr. Perry of Rochester, petition of Charles W. Humphrey and others for amendment of section 68, chapter 91 of the Public Statutes relative to town officers regulating fishing for certain fish. Referred to the committee on the Fisheries.

Pharmacy.

By Mr. Switzer of Lynn, petition of J. G. Forman and others; by Mr. Weston of Newton, petition of Alfred Brush and others; by Mr. Learnard of Boston, petition of George M. Whitney and others; and by Mr. Gove of Boston, petition of William L. Sweet and 173 others,— severally for a law to regulate the practice of pharmacy.

Ibid.

By Mr. Nason of Boston, remonstrance of B. O. & G. Wilson and others against any change in the law regulating the practice of pharmacy.

Severally referred to the committee on Public Health.

Prohibitory  
liquor law.

By Mr. Smith of Everett, petition of Rev. T. Corwin Watkins and others; and by Mr. Parker of Lynn, petition of Lena A. Crocker and 228 others of Lynn,— severally that the question of repealing the present license law and enacting a prohibitory law be submitted to the people.

Severally referred to the committee on the Liquor Law.

North Adams  
fire district.

By Mr. Fisher of North Adams, petition of S. W. Brayton for legislation relative to a further water supply for the North Adams Fire District. Referred to the committee on Water Supply and Drainage.

Woman suf-  
frage.

By Mr. Reynolds of Brockton, petition of Lydia B. Willis and 150 others of Brockton; by Mr. Saville of Lexington, petition of Sarah D. Millett and 100 others of East Lexington; by Mr. Goodman of Dana, petition of Catherine W. Brown and others of Barre; by Mr. Snow of Boston, petition of Mary A. Carlton and 42 others of Boston; by Mr. Potter of Rutland, petition of Sarah E. Foster and 8 others of Holden; by Mr. Hayes of Boston, petition of Mrs. A. G. Wetherbee and 21 others of Boston; by Mr. Stebbins of Springfield, petition of Amos B. Manley and 114 others, and by Mr. Smith of Everett,

petition of George Y. Washburn and others, — severally for woman suffrage.

By Mr. Maguire of Woburn, petition of Emma A. Putnam and others; and by Mr. Goodman of Dana, petition of Catharine W. Brown and others, — severally for an amendment of the law giving to women the right to vote for school committee.

Severally referred to the committee on Woman Suffrage.

Severally sent up for concurrence.

#### *Orders.*

On motion of Mr. Gilmartin of Lawrence, —

*Ordered*, That the committee on Labor consider the expediency of legislation authorizing the formation of a State Board of Arbitration, for the purpose of settling differences between employers and employés.

Arbitration of differences between employers and employés.

Sent up for concurrence.

On motion of Mr. Wolcott of Boston, —

*Ordered*, That the committee on the Judiciary consider the expediency of repealing or amending section 3 of chapter 147 of the Public Statutes, so as to permit direct transfers of property between husband and wife, except when made in fraud of creditors.

Real estate conveyances between husband and wife.

#### *Papers from the Senate.*

*Ordered*, In concurrence, that the committee on Prisons consider the expediency of so amending the law in relation to the discharge of poor convicts from prisons and houses of correction, that they may be discharged by trial justices.

Discharge of convicts by trial justices.

The following petitions were referred in concurrence:

Petition of Enoch T. Luce, Justice of the Second District Court of Eastern Middlesex, for an increase of salary. To the joint committee on the Judiciary.

Enoch T. Luce,  
—Second District Court of  
Eastern Middlesex.  
Coupling freight cars.

Petition of Bowdoin S. Parker and others for legislation for the prevention of the loss of life and limb occasioned by the present mode of coupling freight cars. To the committee on Railroads.

Waltham.

Petition of the town of Waltham for authority to locate a town way through the Church Street Catholic Cemetery in said town.

Petition of the selectmen of Ipswich that the county

Ipswich River bridge.

## JOURNAL OF THE HOUSE,

commissioners of Essex County may be authorized to reimburse the town of Ipswich from the county treasury for a part of the expense of constructing a bridge across the Ipswich River.

Severally to the committee on Roads and Bridges.

Quannapowitt  
Water  
Company.

Petition of the Quannapowitt Water Company for authority to change its corporate name and to issue bonds not exceeding \$200,000, and to mortgage its entire property and franchise to secure said bonds. To the committee on Water Supply and Drainage.

Woman suffrage.

Petition of Harriette E. Shattuck and others that the legislature request our senators and representatives in Congress to use all proper means to secure the passage of a joint resolution for an amendment to the Constitution of the United States, that the right of citizens of the United States to vote shall not be denied or abridged by the United States or any State on account of sex. To the committee on Woman Suffrage.

Orders of the day.

The Bill in addition to "An Act making appropriations for the maintenance of the government during the present year," was read a second time, and was ordered to a third reading.

Bills:

Making appropriations for the mileage and compensation of the members of the Legislature, for the compensation of officers thereof and for other purposes; and

Making appropriations for the maintenance of the government for the present year;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

Election of  
United States  
Senator.

At half-past two o'clock, the Speaker announced the special assignment, being the election, on the part of the House, of a United States Senator for the term of six years from the 4th of March next.

The roll was called, and the following named members voted for George F. Hoar of Worcester:—

Messrs. Adams, Frank W.  
Ambrose, David L.  
Atherton, Arlon S.

Messrs. Ball, George H.  
Bancroft, William A.  
Barker, Forrest E.

Messrs. Barker, George A.	Messrs. Learnard, George E.
Batchelder, Geo. E.	Leighton, John W.
Bates, Emory L.	Leonard, Job M.
Bixby, Nelson H.	Linnell, Solomon, 2d
Briggs, Bradford B.	Lord, Charles S.
Bugbee, Benajah U.	Marden, George A.
Burr, Charles C.	Martin, Thomas
Bush, Horace W.	Mason, James H.
Butler, Daniel	Miller, John D.
Butler, Edward P.	Morse, Leonard T.
Butterfield, Jesse B.	Nason, Jesse L.
Cable, Hobart M.	Nourse, Henry S.
Campbell, Benj. F.	Parker, John L.
Candage, Rufus G. F.	Parker, Walter O.
Carr, Alonzo A.	Pilsbury, Edwin L.
Chappelle, Julius C.	Potter, Burton W.
Chester, William F.	Potter, Richman H.
Clark, Charles N.	Putney, Lyman K.
Clark, Elijah C.	Rice, Samuel I.
Cluff, Daniel B.	Richardson, Chas. W.
Cobb, Francis D.	Sargent, Wingate P.
Cogswell, Adams H.	Sayward, William H.
Coombs, John P.	Simpson, Thomas C.
Copeland, William A.	Smith, Charles
Cushman, Solomon F.	Smith, George E.
Davenport, James F.	Smith, Joel
Davis, Samuel M.	Snow, Edmund F.
Dwinell, James F.	Sprague, Henry H.
Eames, Warren	Starbird, Charles D.
Eastman, Edmund T.	Stebbins, John B.
Ernst, George A. O.	Steere, Marquis D. F.
Fisher, H. G. B.	Stetson, George F.
Foster, Joshua T.	Stetson, Sprague S.
Freeman, Clarendon A.	Streeter, Dwight W.
Gifford, John W.	Sweetser, Albert H.
Glines, Edward	Switzer, James W.
Goodman, Allen W.	Tilley, John
Harrub, Fred. M.	Towne, Charles A.
Higginbottom, Allen	Tyler, Albert
Hildreth, Edwin A.	Varnum, Daniel H.
Howes, Lewis W.	Walker, Aaron G.
Howland, Charles H.	Weston, Thomas, Jr.
Hubbard, Sabin	Wheeler, Charles
Hutchinson, Chas. C.	White, Henry J.
Jests, Luman T.	Whitehill, John
Kimball, William R.	Whitin, Arthur F.
Kingsley, Chester W.	Whiting, Albert T.
Lackey, George A.	Whitmarsh, Wm. W.
Lawrence, Omon H.	Wiggins, Thomas P.

## JOURNAL OF THE HOUSE,

<b>Messrs.</b> Williams, Fred H.	<b>Messrs.</b> Winchester, Fitch A.
Wilson, Edmund B.	Wolcott, Roger.
Total, . . . .	108.

The following named members voted for Samuel W. Bowerman of Pittsfield :—

<b>Messrs.</b> Aiken, John A.	Kilduff, William
Aldrich, Samuel N.	Kniffin, George E.
Allen, Heman L.	Knox, Charles H.
Baker, John I.	Lamb, Abraham J.
Barton, John S.	Leonard, Edwin
Bates, Butler	Lincoln, Charles S.
Beach, Theodore D.	Littlefield, George W.
Bird, Warren A.	Mackintosh, Chas. A.
Bowker, Horace L.	Maguire, John G.
Butler, Thomas C.	Manning, Patrick H.
Cheever, John H.	Martin, Charles B.
Clark, Aaron F.	Martin, Henry B.
Conlin, Christopher P.	McCormick, Martin S.
Costello, Michael W.	McDonald, Patrick F.
Courtney, John	McGaragale, Patrick F.
Cowdrey, George	McLaughlin, John A.
Craig, George E.	Melden, William R.
Cronin, Cornelius F.	Mellen, James H.
Doherty, John	Moriarty, Eugene M.
Dolan, Daniel F.	Morrison, Alva S.
Dolan, Michael J.	Morse, Bushrod
Donahoe, Charles W.	Mullane, Jeremiah H.
Douglas, William L.	Murphy, John R.
Eaton, William N.	O'Brien, Francis
Entwistle, James R.	O'Connell, David F.
Fennessey, Jerem. G.	Pattee, Wm. G. A.
Fernald, Oliver G.	Peabody, W. Scott
Foley, Patrick E.	Pedrick, Francis E.
Frizzell, William H.	Randall, Charles L.
Gaffney, Frank H.	Reade, John
Gilmartin, Dennis	Reed, Charles M.
Gimlich, Jacob	Reynolds, Enos H.
Hall, Thomas J.	Richardson, David M.
Hayes, John E.	Sexton, Michael
Holbrook, Caleb	Stow, T. Dwight
Hopkins, John	Sullivan, Dennis A.
Howes, Erastus	Tarone, James
Hunt, Samuel C.	Webster, Franklin I.
Jackson, John	Welch, Americus
Joyner, Herbert C.	Wildes, Ansel F.
Kelley, Joseph J.	Williams, John S.
Total, . . . .	82

The following named members voted for John D. Long of Hingham : —

Messrs. Babbitt, Francis S.	Messrs. Kellogg, George
Baker, Charles H.	Kimball, D. Frank
Barnard, Charles T.	Miller, Charles H.
Brigham, Andrew C.	Néwell, Charles S.
Chamberlain, Geo. D.	Olmsted, John
Clark, George L.	Peck, Herbert L.
Clark, Wilder P.	Perry, Isaac F. B.
Cogswell, William	Shaylor, Pliny M.
Cushing, Louis T.	Staples, Samuel
Fuller, Charles	Stockbridge, Levi
Fuller, Warren D.	Warfield, Henry L.
Holley, Tristram R.	Warner, John F.
Howland, Charles W.	Wells, Daniel W.
Huntoon, George L.	Whitney, William H.
Jacobs, Joseph, Jr.	

Total, . . . . . 29

The following named members voted for William W. Crapo of New Bedford : —

Messrs. Boardman, Halsey J.	Messrs. Freeman, Josiah
Browne, Andrew J.	Gordon, William, Jr.
Denham, James R.	Robinson, Orlando G.
Dunham, Rufus A.	Searell, William A.
Fisk, David	Small, Edward E.

Total, . . . . . 10

Messrs. Edward H. Shaw and Alonzo J. Stetson voted for Benjamin F. Butler of Lowell.

Messrs. Jesse M. Gove and Arthur F. Means voted for Ambrose A. Ranney of Boston.

Messrs. Edwin N. Hill and Leonard A. Saville voted for George D. Robinson of Chicopee.

Mr. Charles D. Belden voted for Charles Francis Adams, Jr., of Quincy.

Mr. John W. Wilkinson voted for Edward Atkinson of Brookline.

The Speaker thereupon announced the result of the vote as follows : —

Whole number of votes,	.	.	.	.	.	237
Necessary to a choice,	.	.	.	.	.	119
George F. Hoar,	.	.	.	.	.	108
Samuel W. Bowerman,	.	.	.	.	.	82

## JOURNAL OF THE HOUSE,

John D. Long, . . . . .	29
William W. Crapo, . . . . .	10
Benjamin F. Butler, . . . . .	2
Ambrose A. Ranney, . . . . .	2
George D. Robinson, . . . . .	2
Charles Francis Adams, Jr., . . . . .	1
Edward Atkinson, . . . . .	1

Whereupon the Speaker announced that no person had received a majority of the votes cast, and that there was no election on the part of the House.

*Hour of Meeting.*

Hour of meeting.

On motion of Mr. Wolcott of Boston,—

*Voted*, That when the House adjourn to-day it be to meet to-morrow at half-past eleven o'clock A.M.

At three o'clock, adjourned.

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WEDNESDAY, Jan. 17, 1883.

Met according to adjournment, at half-past eleven o'clock A.M.

Prayer was offered by the Chaplain.

*Laid on the Table.*

Attorney-General's report.

The annual report of the Attorney-General was received, and was laid on the table.

*Petitions Presented.*

Walter Shanly.

By Mr. Craig of Walpole, petition of Walter Shanly for compensation for work done on the Hoosac Tunnel. Referred to the committee on Claims.

Fortnightly payments of wages.

By Mr. Denham of New Bedford, petition of William E. Kern and others for a law compelling manufacturing and other corporations to pay their employés every two weeks. Referred to the committee on Labor.

Elisha W. and Almira K. Tillson.

By Mr. Stetson of Hanson, petition of Elisha W. Tillson and Almira K. Tillson for State aid. Referred to the committee on Military Affairs.

Intoxicating liquors.

By Mr. Belden of Williamstown, petition of Phinehas Harmon and others, that an amendment to the Constitu-

tion prohibiting the manufacture and sale of alcoholic liquors as a beverage be submitted to the people. Referred to the committee on the Liquor Law.

By Mr. Nason of Boston, petition of Emery Souther and others; and by Mr. Learnard of Boston, petition of C. A. Charles and others,— severally for a law to regulate the practice of pharmacy. Referred to the committee on Public Health.

By Mr. Cheever of Manchester, petition of the selectmen of Manchester for authority for said town to take water from Chebacco Pond.

By the same gentleman, petition of N. B. Mansfield and others in aid of the petition of the selectmen of Manchester for authority to take water from Chebacco Pond.

Pharmacy.

Manchester,—  
Chebacco Pond.

Severally referred to the committee on Public Health.

Severally sent up for concurrence.

### *Orders.*

On motion of Mr. Jacobs of Hingham,—

*Ordered*, That the committee on Banks and Banking consider the expediency of further legislation in regard to savings banks and institutions for savings.

Savings banks.

On motion of Mr. Robinson of New Bedford,—

*Ordered*, That the committee on Cities consider the expediency of amending the city charter of New Bedford, so as to provide for the election of overseers of the poor by the city council.

New Bedford  
charter.

On motion of Mr. Bixby of Adams,—

*Ordered*, That the committee on Public Health consider the expediency of amending existing laws regarding boards of health in cities.

Boards of health  
in cities.

Severally sent up for concurrence.

On motion of the same gentleman,—

*Ordered*, That the committee on the Judiciary consider the expediency of amending section 15, chapter 22 of the Public Statutes, so far as it relates to the meetings of the county commissioners of the county of Berkshire.

Berkshire  
county  
commissioners.

On motion of Mr. Joyner of Great Barrington,—

*Ordered*, That the committee on the Judiciary consider the expediency of providing by law that clerks of county commissioners may adjourn any regular or special meeting of the commissioners in their absence.

County  
commissioners'  
meetings.

## JOURNAL OF THE HOUSE,

*Papers from the Senate.*

Woman suffrage.

A petition of Charles F. Kimball and others for woman suffrage was referred, in concurrence, to the committee on Woman Suffrage.

Intoxicating liquors.

A petition of Samuel Ingalls and others, that the sale and manufacture of intoxicating liquors for purposes of drink be prohibited by law, was referred, in concurrence, to the committee on the Liquor Law.

Orders of the day.

The Bill in addition to "An Act making appropriations for the maintenance of the government during the present year" was read a third time, was passed to be engrossed and sent up for concurrence.

Joint Convention.

Agreeably to a law of the Congress of the United States, the two branches met in

Election of United States Senator.

at 12 o'clock, noon, for the purpose of comparing the records of the two Houses, to ascertain if an election of a Senator in the Congress of the United States had been made by the two branches; and the journals of the two Houses having been read, it appeared that no choice had been made.

First vote.

Thereupon the roll was called, and the following named members voted for George F. Hoar of Worcester:

Messrs. Adams, Frank W.	Messrs. Bruce, Geo. A. (S.)
Allen, James S. (S.)	Bugbee, Benajah U.
Ambrose, David L.	Burr, Charles C.
Atherton, Arlon S.	Bush, Horace W.
Babbitt, Francis S.	Butler, Daniel
Ball, George H.	Butler, Edward P.
Bancroft, William A.	Butterfield, Jesse B.
Barker, Forrest E.	Cable, Hobart M.
Barker, George A.	Campbell, Benj. F.
Barrus, Alvan (S.)	Candage, Rufus G. F.
Batchelder, Geo. E.	Carr, Alonzo A.
Bates, Emory L.	Chappelle, Julius C.
Bates, Theodore C. (S.)	Chester, William F.
Bixby, Nelson H.	Clark, Charles N.
Briggs, Bradford B.	Clark, Elijah C.
	Cluff, Daniel B.

<b>Messrs.</b>	<b>Cobb, Francis D.</b>	<b>Messrs.</b>	<b>Morse, Leonard T.</b>
	Cogswell, Adams H.		Nason, Jesse L.
	Coombs, John P.		Newell, Charles S.
	Copeland, Wm. A.		Nourse, Henry S.
	Crocker, Geo. G. (S.)		Parker, John L.
	Cushman, Solomon F.		Parker, Walter O.
	Davenport, James F.		Pilsbury, Edwin L.
	Davis, Samuel M.		Potter, Burton W.
	Dunham, Rufus A.		Potter, Richman H.
	Dwinell, James F.		Putney, Lyman K.
	Eames, Warren		Randall, David (S.)
	Eastman, Edmund T.		Rice, Samuel I.
	Ernst, Geo. A. O.		Richardson, Chas. W.
	Fisher, H. G. B.		Sargent, Wingate P.
	Foster, Joshua T.		Saville, Leonard A.
	Gerry, Charles F. (S.)		Sayward, Chas. A. (S.)
	Gifford, John W.		Sayward, William H.
	Gilmore, Onslow (S.)		Simpson, Thomas C.
	Glines, Edward		Smith, Charles
	Goodman, Allen W.		Smith, Joel
	Gove, Jesse M.		Snow, Edmund F.
	Harrub, Fred M.		Sprague, Henry H.
	Hartwell, Harris C.		Stebbins, John B.
	Higginbottom, Allen		Steere, Marquis D. F.
	Hildreth, Edwin A.		Stetson, George F.
	Hill, Edwin N.		Stetson, Sprague S.
	Howes, Lewis W.		Streeter, Dwight W.
	Howland, Charles H.		Sweetser, Albert H.
	Howland, Charles W.		Swift, Foster E. (S.)
	Hubbard, Sabin		Switzer, James W.
	Hutchinson, Chas. C.		Tilley, John.
	Jefts, Luman T.		Towne, Charles A.
	Johnson, Geo. W. (S.)		Tufts, Arthur W. (S.)
	Kimball, William R.		Tyler, Albert
	Kingsley, Chester W.		Walker, Aaron G.
	Lackey, George A.		Warfield, Henry L.
	Lawrence, Omon H.		Wells, Henry J. (S.)
	Learnard, George E.		Weston, Thomas, Jr.
	Leighton, John W.		Wheeler, Charles
	Leonard, Job M.		White, Henry J.
	Linnell, Solomon, 2d		Whitehill, John
	Livermore, Rufus (S.)		Whitin, Arthur F.
	Locke, Warren E. (S.)		Whiting, Albert T.
	Lord, Charles S.		Whitmarsh, Wm. W.
	Loring, Edw. P. (S.)		Wiggins, Thomas P.
	Marden, George A.		Williams, Fred. H.
	Martin, Thomas		Willson, Edmund B.
	Mason, James H.		Winchester, Fitch A.
	Miller, John D.		Wolcott, Roger
	Total,		129

## JOURNAL OF THE HOUSE,

The following named members voted for Samuel W. Bowerman of Pittsfield :—

Messrs. Aiken, John A.	Messrs. Kelley, Joseph J.
Aldrich, Samuel N.	Kilduff, William
Allen, Heman L.	Kniffin, George E.
Baker, John I.	Knox, Charles H.
Baldwin, John R. (S.)	Lamb, Abraham J.
Barton, Charles P. (S.)	Leonard, Edwin
Barton, John S.	Lincoln, Charles S.
Bates, Butler	Littlefield, George W.
Beach, Theodore D.	McCormick, Martin S.
Bird, Warren A.	McDonald, Patrick F.
Bowker, Horace L.	McGaragle, Patrick F.
Bowley, Edwin (S.)	McGeough, Jas. A. (S.)
Butler, Thomas C.	Mackintosh, Chas. A.
Cheever, John H.	Maguire, John G.
Clark, Aaron F.	Manning, Patrick H.
Conlin, Christopher P.	Martin, Charles B.
Costello, Michael W.	Martin, Henry B.
Courtney, John	Mason, Walter N. (S.)
Craig, George E.	Moriarty, Eugene M.
Cronin, Cornelius F.	Morrison, Alva S.
Crowley, Jeremiah (S.)	Morse, Bushrod
Cutter, Benj. F. (S.)	Mullane, Jeremiah H.
Doherty, John	Murphy, John R.
Dolan, Michael J.	O'Brien, Francis
Donahoe, Charles W.	O'Connell, David F.
Douglas, William L.	Pattee, Wm. G. A.
Drake, Lincoln S. (S.)	Peabody, W. Scott
Eaton, William N.	Pedrick, Francis E.
Entwistle, James R.	Pratt, Charles B. (S.)
Fernald, Oliver G.	Randall, Charles L.
Foley, Patrick E.	Reade, John
Frizzell, William H.	Reed, Charles M.
Gaffney, Frank H.	Reynolds, Enos H.
Galvin, Owen A. (S.)	Richardson, David M.
Gilmartin, Dennis	Risteen, Fred. S. (S.)
Gimlich, Jacob	Sexton, Michael
Hall, Thomas J.	Sparhawk, Wm. (S.)
Hayes, John E.	Steele, Isaac A. S. (S.)
Hitchcock, D. B. (S.)	Stetson, Alonzo J.
Holbrook, Caleb	Stow, T. Dwight
Hopkins, John	Sullivan, Dennis A.
Howes, Erastus	Tarone, James
Hunt, Samuel C.	Webster, Franklin I.
Jackson, John	Welch, Americus
Joyner, Herbert C.	Wildes, Ansel F.
Total, . . . . .	90

The following named members voted for John D. Long  
of Hingham :—

Messrs. Baker, Charles H.	Messrs. Means, Arthur F.
Barnard, Charles T.	Mellen, James H.
Brigham, Andrew C.	Miller, Charles H.
Chamberlain, Geo. D.	Olmsted, John
Clark, George L.	Parker, James O.
Clark, Wilder P.	Peck, Herbert L.
Cogswell, William	Perry, Isaac F. B.
Cowdrey, George	Robinson, Orlando G.
Cushing, Louis T.	Seeley, John M. (S.)
Dolan, Daniel F.	Shaylor, Pliny M.
Freeman, Knowles(S.)	Sherburne, John H.
Fuller, Charles	(S.)
Fuller, Warren D.	Staples, Samuel
Haile, Wm. H. (S.)	Starbird, Charles D.
Holley, Tristram R.	Stockbridge, Levi
Huntoon, George L.	Varnum, Daniel H.
Jacobs, Joseph, Jr.	Warner, John F.
Kellogg, George	Wells, Daniel W.
Kimball, D. Frank	Whitney, William H.
Lovell, Benj. S. (S.)	Wilkinson, John W.
McFarlin, Peleg (S.)	Williams, John S.

Total, . . . . . 41

The following named members voted for William W.  
Crapo of New Bedford :—

Messrs. Boardman, Halsey J.	Messrs. Gordon, William, Jr.
Browne, Andrew J.	Johnson, Jos. P. (S.)
Denham, James R.	Randall, Chas. S. (S.)
Fisk, David	Searell, William A.
Freeman, Clarendon A.	Small, Edward E.
Freeman, Josiah	

Total, . . . . . 11

Mr. Charles D. Belden voted for Charles Francis Adams, Jr.,  
of Quincy.

Mr. Edward H. Shaw voted for George S. Boutwell of Groton.

Mr. William R. Melden voted for William Cogswell of Salem.

And there being no choice, the Convention proceeded Second vote.  
to a second vote ; and the roll being called, the following  
named members voted for George F. Hoar of Worcester :

Messrs. Adams, Frank W.	Messrs. Atherton, Arlon S.
Allen, James S. (S.)	Babbitt, Francis S.
Ambrose, David L.	Ball, George H.

## JOURNAL OF THE HOUSE,

Messrs. Bancroft, William A.	Messrs. Hill, Edwin N.
Barker, Forrest E.	Howes, Lewis W.
Barker, George A.	Howland, Charles H.
Barrus, Alvan (S.)	Howland, Charles W.
Batchelder, Geo. H.	Hubbard, Sabin
Bates, Emory L.	Hutchinson, Chas. C.
Bates, Theo. C. (S.)	Jefts, Luman T.
Bixby, Nelson H.	Johnson, Geo. W. (S.)
Brigge, Bradford B.	Kimball, William R.
Bruce, George A. (S.)	Kingsley, Chester W.
Bugbee, Benajah U.	Lackey, George A.
Burr, Charles C.	Lawrence, Omon H.
Bush, Horace W.	Learnard, George E.
Butler, Daniel	Leighton, John W.
Butler, Edward P.	Leonard, Job M.
Butterfield, Jesse B.	Linnell, Solomon, 2d
Cable, Hobart M.	Livermore, Rufus (S.)
Campbell, Benj. F.	Locke, Warren E. (S.)
Candage, Rufus G. F.	Lord, Charles S.
Carr, Alonzo A.	Loring, Edw'd P. (S.)
Chappelle, Julius C.	Marden, George A.
Chester, William F.	Martin, Thomas
Clark, Charles N.	Mason, James H.
Clark, Elijah C.	Miller, Charles H.
Cluff, Daniel B.	Miller, John D.
Cobb, Francis D.	Morse, Leonard T.
Cogswell, Adams H.	Nason, Jesse L.
Coombs, John P.	Newell, Charles S.
Copeland, William A.	Nourse, Henry S.
Crocker, Geo. G. (S.)	Parker, John L.
Cushman, Solomon F.	Parker, Walter O.
Davenport, James F.	Pilisbury, Edwin L.
Davis, Samuel M.	Potter, Burton W.
Dunham, Rufus C.	Potter, Eichman H.
Dwinell, James F.	Putney, Lyman K.
Eames, Warren	Randall, David (S.)
Eastman, Edmund T.	Rice, Samuel I.
Ernst, George A. O.	Richardson, Chas. W.
Fisher, H. G. B.	Sargent, Wingate P.
Foster, Joshua T.	Saville, Leonard A.
Gerry, Charles F. (S.)	Sayward, Chas. A. (S.)
Gifford, John W.	Sayward, William H.
Gilmore, Onslow (S.)	Shaylor, Pliny M.
Glines, Edward	Simpson, Thomas C.
Goodman, Allen W.	Smith, Charles
Gove, Jesse M.	Smith, Joel
Harrub, Fred. M.	Snow, Edmund F.
Hartwell, Harris C.	Sprague, Henry H.
Higginbottom, Allen	Stebbins, John B.
Hildreth, Edwin A.	Steere, Marquis D. F.

<b>Messrs.</b>	<b>Stetson, George F.</b>	<b>Messrs.</b>	<b>Weston, Thomas, Jr.</b>
	<b>Stetson, Sprague S.</b>		<b>Wheeler, Charles</b>
	<b>Streeter, Dwight W.</b>		<b>White, Henry J.</b>
	<b>Sweetser, Albert H.</b>		<b>Whitchill, John</b>
	<b>Swift, Foster E. (S.)</b>		<b>Whitin, Arthur F.</b>
	<b>Switzer, James W.</b>		<b>Whiting, Albert T.</b>
	<b>Tilley, John</b>		<b>Whitmarsh, Wm. W.</b>
	<b>Towne, Charles A.</b>		<b>Wiggins, Thomas P.</b>
	<b>Tufte, Arthur W. (S.)</b>		<b>Williams, Fred H.</b>
	<b>Tyler, Albert</b>		<b>Willson, Edmund B.</b>
	<b>Walker, Aaron G.</b>		<b>Winchester, Fitch A.</b>
	<b>Warfield, Henry L.</b>		<b>Wolcott, Roger</b>
	<b>Wells, Henry J. (S.)</b>		

Total, . . . . . 131

The following named members voted for Samuel W. Bowerman :—

<b>Messrs.</b>	<b>Aiken, John A.</b>	<b>Messrs.</b>	<b>Gilmartin, Dennis</b>
	<b>Aldrich, Samuel N.</b>		<b>Gimlich, Jacob</b>
	<b>Allen, Heman L.</b>		<b>Hall, Thomas J.</b>
	<b>Baker, John I.</b>		<b>Hayes, John E.</b>
	<b>Baldwin, John R. (S.)</b>		<b>Hitchcock, D. B. (S.)</b>
	<b>Barton, Chas. P. (S.)</b>		<b>Holbrook, Caleb</b>
	<b>Barton, John S.</b>		<b>Hopkins, John</b>
	<b>Bates, Butler</b>		<b>Howes, Erastus</b>
	<b>Beach, Theodore D.</b>		<b>Hunt, Samuel C.</b>
	<b>Bird, Warren A.</b>		<b>Joyner, Herbert C.</b>
	<b>Bowker, Horace L.</b>		<b>Kelley, Joseph J.</b>
	<b>Butler, Thomas C.</b>		<b>Kilduff, William</b>
	<b>Cheever, John H.</b>		<b>Kniffin, George E.</b>
	<b>Clark, Aaron F.</b>		<b>Knox, Charles H.</b>
	<b>Conlin, Christopher P.</b>		<b>Lamb, Abraham J.</b>
	<b>Costello, Michael W.</b>		<b>Leonard, Edwin</b>
	<b>Courtney, John</b>		<b>Lincoln, Charles S.</b>
	<b>Craig, George E.</b>		<b>Littlefield, George W.</b>
	<b>Cronin, Cornelius F.</b>		<b>McCormick, Martin S.</b>
	<b>Cutter, Benj. F. (S.)</b>		<b>McDonald, Patrick F.</b>
	<b>Doherty, John</b>		<b>McGaragle, Patrick F.</b>
	<b>Dolan, Michael J.</b>		<b>McGeough, Jas.A.(S.)</b>
	<b>Donahoe, Charles W.</b>		<b>McLaughlin, John A.</b>
	<b>Douglas, William L.</b>		<b>Mackintosh, Chas. A.</b>
	<b>Eaton, William N.</b>		<b>Manning, Patrick H.</b>
	<b>Fennessey, Jer. G.</b>		<b>Martin, Charles B.</b>
	<b>Fernald, Oliver G.</b>		<b>Martin, Henry B.</b>
	<b>Foley, Patrick E.</b>		<b>Mason, Walter N. (S.)</b>
	<b>Frizzell, William H.</b>		<b>Moriarty, Eugene M.</b>
	<b>Gaffney, Frank H.</b>		<b>Morrison, Alva S.</b>
	<b>Galvin, Owen A. (S.)</b>		<b>Morse, Bushrod</b>

## JOURNAL OF THE HOUSE,

<b>Messrs.</b>	<b>Mullane, Jeremiah H.</b>	<b>Messrs.</b>	<b>Reynolds, Enos H.</b>
	<b>Murphy, John R.</b>		<b>Richardson, David M.</b>
	<b>O'Brien, Francis</b>		<b>Risteen, Fred S. (S.)</b>
	<b>Pattee, Wm. G. A.</b>		<b>Sexton, Michael</b>
	<b>Peabody, W. Scott</b>		<b>Sparhawk, Wm. (S.)</b>
	<b>Pedrick, Francis E.</b>		<b>Stow, T. Dwight</b>
	<b>Pratt, Charles B. (S.)</b>		<b>Tarone, James</b>
	<b>Randall, Charles L.</b>		<b>Webster, Franklin I.</b>
	<b>Reade, John</b>		<b>Welch, Americus</b>
	<b>Reed, Charles M.</b>		
	<b>Total, . . . . .</b>		<b>81</b>

The following named members voted for John D. Long :—

<b>Messrs.</b>	<b>Baker, Charles H.</b>	<b>Messrs.</b>	<b>Maguire, John G.</b>
	<b>Barnard, Charles T.</b>		<b>Means, Arthur F.</b>
	<b>Bowley, Edwin (S.)</b>		<b>Mellen, James H.</b>
	<b>Brigham, Andrew C.</b>		<b>O'Connell, David F.</b>
	<b>Chamberlain, Geo. D.</b>		<b>Olmsted, John</b>
	<b>Clark, George L.</b>		<b>Parker, James O.</b>
	<b>Clark, Wilder P.</b>		<b>Peck, Herbert L.</b>
	<b>Cogswell, William</b>		<b>Perry, Isaac F. B.</b>
	<b>Cowdrey, George</b>		<b>Robinson, Orlando G.</b>
	<b>Crowley, Jeremiah (S.)</b>		<b>Seeley, John M. (S.)</b>
	<b>Cushing, Louis T.</b>		<b>Sherburne, John H.</b>
	<b>Dolan, Daniel F.</b>		<b>(S.)</b>
	<b>Drake, Lincoln S. (S.)</b>		<b>Staples, Samuel</b>
	<b>Freeman, Knowles (S.)</b>		<b>Starbird, Charles D.</b>
	<b>Fuller, Charles</b>		<b>Steele, Isaac A.S. (S.)</b>
	<b>Fuller, Warren D.</b>		<b>Stetson, Alonzo J.</b>
	<b>Haile, William H. (S.)</b>		<b>Stockbridge, Levi</b>
	<b>Holley, Tristram R.</b>		<b>Sullivan, Dennis A.</b>
	<b>Huntoon, George L.</b>		<b>Varnum, Daniel H.</b>
	<b>Jackson, John</b>		<b>Warner, John F.</b>
	<b>Jacobs, Joseph, Jr.</b>		<b>Wells, Daniel W.</b>
	<b>Kellogg, George</b>		<b>Whitney, William H.</b>
	<b>Kimball, D. Frank</b>		<b>Wildes, Ansel F.</b>
	<b>Lovell, Benj. S. (S.)</b>		<b>Wilkinson, John W.</b>
	<b>McFarlin, Peleg (S.)</b>		<b>Williams, John S.</b>
	<b>Total, . . . . .</b>		<b>49</b>

The following named members voted for William W. Crapo :—

<b>Messrs.</b>	<b>Boardman, Halsey J.</b>	<b>Messrs.</b>	<b>Fisk, David</b>
	<b>Browne, Andrew J.</b>		<b>Freeman, Clarendon A.</b>
	<b>Denham, James R.</b>		<b>Freeman, Josiah</b>
	<b>Entwistle, James R.</b>		<b>Gordon, William, Jr.</b>

THURSDAY, JANUARY 18, 1883.

61

Messrs. Johnson, Jos. P. (S.)      Messrs. Searell, William A.  
Randall, Chas. S. (S.)                Small, Edward E.

Total, . . . . .      12

Mr. Charles D. Belden voted for Charles Francis Adams, Jr.  
Mr. Edward H. Shaw voted for George S. Boutwell.  
Mr. William R. Melden voted for William Cogswell.

RECAPITULATION.

*First Vote.* — Whole number, 274; necessary to a choice,  
138.

*Second Vote.* — Whole number, 276; necessary to a choice,  
139.

	First Vote.	Second Vote.
Hoar, .	129	131
Bowerman, .	90	81
Long, .	41	49
Crapo,	11	12
Boutwell, .	1	1
Cogswell, .	1	1
Adams, .	1	1

And no person having a majority of the votes, there  
was no choice.

On motion of Mr. Bruce of Middlesex, the Convention,  
at twenty minutes past one o'clock, adjourned.

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HOUR OF MEETING.

On motion of Mr. Sprague of Boston,—

*Voted,* That when the House adjourns to-day, it be to <sup>Hour of</sup> meet to-morrow at half-past eleven o'clock A. M. <sub>meeting.</sub>

On further motion of the same gentleman, the House,  
at twenty-five past one o'clock, adjourned.

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THURSDAY, Jan. 18, 1883.

Met according to adjournment, at half-past eleven  
o'clock A. M.

Prayer was offered by the Chaplain.

The forty-sixth annual report of the Board of Education (Pub. Doc. No. 2) was received, referred to the Committee on Education, and sent up for concurrence. <sup>Board of Education.</sup>

*Petitions Presented.*

**E. K. Jenkins,  
Treasurer of  
Essex County.**

By Mr. Smith of Andover, petition of E. K. Jenkins, treasurer of Essex County, for increase of salary. Referred to the joint committee on the Judiciary.

**Maintenance of  
town schools.**

By Mr. Webster of Montague, petition of D. W. Spaulding and others, for legislation providing a penalty for not maintaining a suitable number of schools in certain towns. Referred to the committee on Education.

**Weekly pay-  
ments of wages.**

By Mr. Foley of Fall River, petition of Patrick E. Foley and others, for legislation providing for the weekly payment of wages in all the industrial institutions in the State. Referred to the committee on Labor.

**Pharmacy.**

By Mr. Richardson of Salem, petition of E. C. Bolles and others; and by Mr. Learnard of Boston, petition of Calvin Fuller and others, — severally for a law to regulate the practice of pharmacy.

Severally referred to the committee on Public Health.

**Merrimack  
River bridge in  
Tyngsborough.**

By Mr. Butterfield of Tyngsborough, petition of the town of Tyngsborough for relief from the assessment for construction and maintenance of the bridge over the Merrimack River in said town. Referred to the committee on Roads and Bridges.

**Powow Hill  
Water  
Company.**

By Mr. Steere of Amesbury, petition of Richard F. Briggs and others for an act to incorporate the Powow Hill Water Company. Referred to the committee on Water Supply and Drainage.

**Woman suf-  
frage.**

By Mr. Davenport of Fall River, petition of Rhoda Greenman and others; and by Mr. Fisk of Dennis, petition of Hannah Paddock and 77 others of Dennis, — severally for woman suffrage.

Severally referred to the committee on Woman Suffrage.

Severally sent up for concurrence.

*Introduced on Leave.*

**Vaccination.**

By Mr. Stow of Fall River, a Bill for the repeal of the compulsory vaccination laws, and to invest boards of health with necessary sanitary powers. Read and referred to the committee on Public Health, and sent up for concurrence.

*Papers from the Senate.*

*Ordered*, In concurrence, that the committee on Election Laws inquire as to the expediency of protecting the voters at elections by excluding all solicitation and interference within a certain fixed and reasonable distance of the ballot-box.

Protection of voters.

*Ordered*, In concurrence, that the committee on Expenditures examine the securities in the hands of the Treasurer and Receiver-General, and report on the condition of the same.

Securities in hands of Treasurer.

A report of the committee on Printing that the following order should be adopted, accepted by the Senate, was read and placed in the orders of the day to-morrow :—

Extra copies of election sermon.

*Ordered*, That there be printed for the use of the legislature two thousand extra copies of the election sermon of the Rev. R. R. Meredith.

*Report of a Committee.*

By Mr. Wheeler, of Boston from the committee on Cities, on a petition, a Bill to amend an act to revise the charter of the city of Newton. Read and ordered to a second reading.

Newton charter.

**JOINT CONVENTION.**

The two Houses, in accordance with the provisions of a law of the United States, met in

Election of United States senator.

*Convention,*

for the purpose of choosing a Senator in the Congress of the United States for the term of six years, and the roll being called, the following named members voted for George F. Hoar of Worcester :—

Messrs. Adams, Frank W.

Allen, James S. (S.)

Ambrose, David L.

Atherton, Arlon S.

Babbitt, Francis S.

Baker, Charles H.

Ball, George H.

Bancroft, William A.

Barker, Forrest E.

Messrs. Barker, George A.

Barrus, Alvan (S.)

Barton, Charles P.

Batchelder, Geo. E.

Bates, Emory L.

Bates, Theo. C. (S.)

Bixby, Nelson H.

Boardman, Halsey J.

Briggs, Bradford B.

## JOURNAL OF THE HOUSE,

Messrs. Browne, Andrew J.	Messrs. Howland, Charles H.
Bruce, Geo. A. (S.)	Howland, Charles W.
Bugbee, Benajah U.	Hubbard, Sabin
Burr, Charles C.	Hutchinson, Chas. C.
Bush, Horace W.	Jefts, Luman T.
Butler, Daniel	Johnson, Geo. W. (S.)
Butler, Edward P.	Johnson, Joseph P. (S.)
Butterfield, Jesse B.	Kimball, William R.
Cable, Hobart M.	Kingsley, Chester W.
Campbell, Benj. F.	Lackey, George A.
Candage, Rufus G. F.	Lawrence, Omon H.
Carr, Alonzo A.	Learnard, George E.
Chapelle, Julius C.	Leighton, John W.
Chester, William F.	Leonard, Job M.
Clark, Charles N.	Linnell, Solomon, 2d
Clark, Elijah C.	Livermore, Rufus (S.)
Clark, George L.	Locke, Warren E. (S.)
Cluff, Daniel B.	Lord, Charles S.
Cobb, Francis D.	Loring, Edw. P. (S.)
Cogswell, Adams H.	Marden, George A.
Coombs, John P.	Martin, Thomas
Copeland, Wm. A.	Mason, James H.
Crocker, Geo. G. (S.)	Miller, Charles H.
Cushman, Solomon F.	Miller, John D.
Davenport, James F.	Morse, Leonard T.
Davis, Samuel M.	Nason, Jesse L.
Denham, James R.	Newell, Charles S.
Dunham, Rufus A.	Nourse, Henry S.
Dwinell, James F.	Parker John L.
Eames, Warren	Parker, Walter O.
Eastman, Edmund T.	Pilsbury, Edwin L.
Ernst, Geo. A. O.	Potter, Burton W.
Fisher, H. G. B.	Potter, Richman H.
Fisk, David	Putney, Lyman K.
Foster, Joshua T.	Randall, David (S.)
Freeman, Clarendon A.	Rice, Samuel I.
Freeman, Josiah.	Richardson, Chas. W.
Fuller, Warren D.	Robinson, Orlando G.
Gerry, Chas. F. (S.)	Sargent, Wingate P.
Gifford, John W.	Saville, Leonard A.
Gilmore, Onslow (S.)	Sayward, Chas. A. (S.)
Glines, Edward	Sayward, William H.
Goodman, Allen W.	Seeley, John M. (S.)
Gordon, William, Jr.	Shaylor, Pliny M.
Gove, Jesse M.	Simpson, Thomas C.
Hartwell, Harris C.	Small, Edward E.
Higginbottom, Allen	Smith, Charles
Hildreth, Edwin A.	Smith, George E.
Hill, Edwin N.	Smith, Joel
Howes, Lewis W.	Snow, Edmund F.

Messrs. Sprague, Henry H.	Messrs. Walker, Aaron G.
Starbird, Charles D.	Warfield, Henry L.
Stebbins, John B.	Wells, Henry J. (S.)
Steere, Marquis D. F.	Weston, Thomas, Jr.
Stetson, George F.	Wheeler, Charles
Stetson, Sprague S.	White, Henry J.
Streeter, Dwight W.	Whitehill, John
Sweetser, Albert H.	Whitin, Arthur F.
Swift, Foster E. (S.)	Whiting, Albert T.
Switzer, James W.	Whitmarsh, Wm. W.
Tilly, John	Wiggins, Thomas P.
Towne, Charles A.	Williams, Fred H.
Tufts, Arthur W. (S.)	Willson, Edmund B.
Tyler, Albert	Winchester, Fitch A.
Varnum, Daniel H.	Wolcott, Roger.
Total, . . .	. 148

The following named members voted for Samuel W. Bowerman of Pittsfield :—

Messrs. Aiken, John A.	Messrs. Freeman, Knowles (S.)
Aldrich, Samuel N.	Frizzell, William H.
Allen, Heman L.	Gaffney, Frank H.
Baker, John I.	Galvin, Owen A. (S.)
Baldwin, John R. (S.)	Gilmartin, Dennis
Barton, John S.	Gimlich, Jacob
Bates, Butler	Hayes, John E.
Beach, Theodore D.	Hitchcock, D. B. (S.)
Bird, Warren A.	Holbrook, Caleb
Butler, Thomas C.	Hopkins, John
Cheever, John H.	Howes, Erastus
Clark, Aaron F.	Hunt, Samuel C.
Conlin, Christopher P.	Joyner, Herbert C.
Costello, Michael W.	Kelley, Joseph J.
Courtney, John	Kilduff, William
Craig, George E.	Kniffin, George E.
Cronin, Cornelius F.	Knox, Charles H.
Crowley, Jeremiah (S.)	Lamb, Abraham J.
Cutter, Benj. F. (S.)	Leonard, Edwin
Doherty, John	Lincoln, Charles S.
Dolan, Daniel F.	Littlefield, George W.
Dolan, Michael J.	McCormick, Martin S.
Donahoe, Charles W.	McDonald, Patrick F.
Douglas, William L.	McGaragle, Patrick F.
Drake, Lincoln S. (S.)	McGeough, Jas. A. (S.)
Eaton, William N.	McLaughlin, John A.
Fennessey, Jeremiah G.	Mackintosh, Chas. A.
Fernald, Oliver G.	Manning, Patrick H.
Foley, Patrick E.	Martin, Charles B.
	Martin, Henry B.

## JOURNAL OF THE HOUSE,

<b>Messrs.</b>	<b>Mason, Walter N. (S.)</b>	<b>Messrs.</b>	<b>Randall, Charles L.</b>
	<b>Melden, William R.</b>		<b>Reade, John</b>
	<b>Mellen, James H.</b>		<b>Reed, Charles M.</b>
	<b>Moriarty, Eugene M.</b>		<b>Reynolds, Enos H.</b>
	<b>Morrison, Alva S.</b>		<b>Richardson, David M.</b>
	<b>Morse, Bushrod</b>		<b>Risteen, Fred. S. (S.)</b>
	<b>Mullane, Jeremiah H.</b>		<b>Sexton, Michael</b>
	<b>Murphy, John R.</b>		<b>Sparhawk, Wm. (S.)</b>
	<b>O'Brien, Francis</b>		<b>Steele, I. A. S. (S.)</b>
	<b>O'Connell, David F.</b>		<b>Stow, T. Dwight</b>
	<b>Parker, James O. (S.)</b>		<b>Sullivan, Dennis A.</b>
	<b>Pattee, Wm. G. A.</b>		<b>Tarone, James</b>
	<b>Peabody, W. Scott</b>		<b>Webster, Franklin I.</b>
	<b>Pedrick, Francis E.</b>		<b>Welch, Americus.</b>
	<b>Pratt, Charles B. (S.)</b>		
		<b>Total,</b>	<b>88</b>

The following named members voted for John D. Long of Hingham :—

<b>Messrs.</b>	<b>Barnard, Charles T.</b>	<b>Messrs.</b>	<b>McFarlin, Peleg (S.)</b>
	<b>Bowker, Horace L.</b>		<b>Maguire, John G.</b>
	<b>Bowley, Edwin (S.)</b>		<b>Means, Arthur F.</b>
	<b>Brigham, Andrew C.</b>		<b>Olmsted, John</b>
	<b>Chamberlain, Geo. D.</b>		<b>Peck, Herbert L.</b>
	<b>Clark, Wilder P.</b>		<b>Perry, Isaac F. B.</b>
	<b>Cogswell, William</b>		<b>Searell, William A.</b>
	<b>Cowdrey, George</b>		<b>Sherburne, John H.</b>
	<b>Cushing, Louis T.</b>		<b>(S.)</b>
	<b>Fuller, Charles</b>		<b>Staples, Samuel</b>
	<b>Haile, William H. (S.)</b>		<b>Stetson, Alonzo J.</b>
	<b>Harrub, Fred. M.</b>		<b>Stockbridge, Levi</b>
	<b>Holley, Tristram R.</b>		<b>Warner, John F.</b>
	<b>Huntoon, George L.</b>		<b>Wells, Daniel W.</b>
	<b>Jackson, John</b>		<b>Whitney, William H.</b>
	<b>Jacobs, Joseph, Jr.</b>		<b>Wildes, Ansel F.</b>
	<b>Kellogg, George</b>		<b>Wilkinson, John W.</b>
	<b>Kimball, D. Frank</b>		<b>Williams, John S.</b>
	<b>Lovell, Benj. S. (S.)</b>		
		<b>Total,</b>	<b>36</b>

**Messrs.** James R. Entwistle, Thomas J. Hall and Charles S. Randall (S.) voted for William W. Crapo.

Mr. Charles D. Belden voted for Charles Francis Adams, Jr.  
Mr. Edward H. Shaw voted for George S. Boutwell.

## RECAPITULATION.

Whole number of votes,	.	.	.	.	.	277
Necessary for a choice,	.	.	.	.	.	139
George F. Hoar,	.	.	.	.	.	148
Samuel W. Bowerman,	.	.	.	.	.	88
John D. Long,	.	.	.	.	.	36
William W. Crapo,	.	.	.	.	.	3
Charles Francis Adams, Jr.,	.	.	.	.	.	1
George S. Boutwell,	.	.	.	.	.	1
Total,	.	.	.	.	.	277

And George F. Hoar of Worcester having received a majority of all the votes cast, he was declared to be elected a Senator in the Congress of the United States for the term of six years.

And the convention thereupon dissolved.

At forty minutes past one o'clock the House adjourned.

FRIDAY, Jan. 19, 1883.

Met according to adjournment, at two o'clock P.M.

Prayer was offered by the Chaplain.

*Adjutant-General's Report.*

The report of the Adjutant-General was received, referred to the committee on Military Affairs, and sent up for concurrence.

Adjutant-General's report.

*Taken from the Files.*

On motion of Mr. Miller of Pepperell, the petition of the overseers of the poor of Pepperell for reimbursement for money wrongfully paid for support of a State pauper was taken from the files of last year, and was referred to the committee on Claims and sent up for concurrence.

Overseers of the poor of Pepperell.

*Petitions Presented.*

By Mr. Murphy of Boston, petition of John Atwood and others for compensation for certain land belonging to them ceded by the State to the General Government in 1864. Referred to the committee on Claims.

John Atwood,  
*et al.*

By Mr. Freeman of Nantucket, petition of David Nantucket Great Ponds.

## JOURNAL OF THE HOUSE,

Folger and 61 others for a repeal of certain special laws relating to the great ponds of Nantucket; and by the same gentleman, remonstrance of Charles E. Allen and 99 others against the same.

Severally referred to the committee on the Fisheries.

**John Owens.**

By Mr. Sprague of Boston, petition of John Owens for State aid.

**Stillman C. Spaulding.**

By Mr. Weston of Newton, petition of Stillman C. Spaulding for arrears of State aid.

Severally referred to the committee on Military Affairs.

**Pharmacy.**

By Mr. Nason of Boston, petition of M. Cramer and others; and by Mr. Parker of Lynn, petition of E. B. Gordon and others,— severally for a law to regulate the practice of pharmacy.

Severally referred to the committee on Public Health.

Severally sent up for concurrence.

*Orders.*

On motion of Mr. Clark of Northampton,—

*Ordered*, That the joint committee on the Judiciary consider the expediency of providing by law for a clerk for the district court of Hampshire.

Sent up for concurrence.

On motion of Mr. Sprague of Boston,—

*Ordered*, That the committee on the Judiciary consider the expediency of amending the Public Statutes relative to the recording of mortgages of personal property.

On motion of Mr. Hopkins of Millbury,—

*Ordered*, That the committee on Probate and Chancery consider the expediency of providing by law that so much of the personal estate of a married man as is by law exempt from being taken on execution, shall, in case he dies intestate, become the property of his widow.

On motion of the same gentleman,—

*Ordered*, That the committee on Probate and Chancery consider the expediency of providing by law that the Supreme Judicial Court shall award reasonable compensation to masters in chancery, appointed by said court, or any justice thereof, to hear causes in equity, and that said compensation shall be paid by the county in which such causes are pending.

On motion of Mr. Ernst of Boston,—

**Committee on elections.**

*Ordered*, That the committee on Elections have author-

ity to send for persons and papers, and to employ a stenographer in cases of contested elections referred to them.

*Papers from the Senate.*

*Ordered*, In concurrence, that the Clerks of the two branches notify His Excellency the Governor, that George F. Hoar of Worcester has been duly elected by the Legislature, a Senator in the Congress of the United States, for the term of six years from the fourth day of March next.

Clerks to notify Governor of election of United States senator.

The following papers were referred, in concurrence :—

Petition of Frances E. Burton of Somerville for State aid. To the committee on Military Affairs.

Frances E. Burton.

Report of the Commissioners of Prisons. (Pub. Doc., No. 13.) To the committee on Prisons.

Prison commissioners' report.

Petition of the city government of New Bedford and others; and the petition of the mayor of Taunton and others,— severally for legislation giving to cities and towns the right to prescribe the width of the rims of wheels of loaded wagons.

Broad-rimmed wheels.

Severally to the committee on Roads and Bridges.

*Reports of Committees.*

By Mr. Lincoln of Somerville, from the committee on Finance, on an order relative to appropriation bills, a Bill in further addition to "An Act making appropriations for the maintenance of the government during the present year." Read and ordered to a second reading.

Appropriation bill.

By Mr. Belden of Williamstown, from the same committee, that the Resolve for printing extra copies of the Governor's address ought to pass. Placed in the orders of the day for Monday for a second reading.

Governor's address.

By Mr. Ernst of Boston, from the committee on Elections, leave to withdraw, on the petition of Joel W. Harris for a recount of votes, and that he may be admitted as representative for the Second Worcester Representative District. Read and placed in the orders of the day for Monday.

Joel W. Harris,  
— Second  
Worcester  
Representative  
District.

*Orders of the Day.*

The Bill to amend "An Act to revise the charter of the city of Newton" was read a second time, and ordered to a third reading.

Orders of the day.

## JOURNAL OF THE HOUSE,

The report of the committee on Printing, that the following order should be adopted, in concurrence:—

*Ordered*, That there be printed for the use of the Legislature two thousand extra copies of the election sermon of the Rev. R. R. Meredith;

Was, pending the question on the acceptance of the report and the adoption of the order, referred to the committee on Expenditures, on motion of Mr. Hill of Haverhill, and sent up for concurrence.

At eighteen minutes past two o'clock adjourned.

MONDAY, Jan. 22, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

**Sam'l Hillman.**

By Mr. Fisher of North Adams, petition of Samuel Hillman for an additional allowance from the State. Referred to the committee on Claims.

**Poll-tax qualification of voters.**

By Mr. Hopkins of Millbury, petition of T. A. M. Bennett and others for the abolition of the poll-tax as a prerequisite for voting. Referred to the committee on Election Laws.

**County commissioners, Middlesex County.**

By Mr. Aldrich of Marlborough, petition of the county commissioners of Middlesex County for increase of salary. Referred to the committee on Expenditures.

**North River bridges.**

By Mr. Stetson of Danvers, petition of N. P. Merriam and others, relative to the widening of the draws of the bridges of the Eastern Railroad, and of the bridge used for travel between Salem and Beverly over the North River. Referred to the committee on Harbors and Public Lands.

**Weekly payments of wages.**

By Mr. Sullivan of Lawrence, petition of Thomas B. Murphy and others for legislation providing for the weekly payments of wages in all the industrial institutions in the State. Referred to the committee on Labor.

**Intoxicating liquors, — Local option.**

By Mr. Denham of New Bedford, petition of Stephen A. Brownell and others for repeal of section 5, chapter 100 of the Public Statutes, so far as the same relates to

cities and towns voting on the license and sale of intoxicating liquors. Referred to the committee on the Liquor Law.

By Mr. Briggs of Sandwich, petition of H. G. O. Ellis and others; and by Mr. Gordon of New Bedford, petition of Jonathan Broome and others, — severally for legislation concerning compulsory pilotage. Compulsory pilotage.

Severally referred to the committee on Mercantile Affairs.

By Mr. Fernald of Boston, petition of Valentine Bradshaw for State aid. Referred to the committee on Military Affairs. Valentine Bradshaw.

By Mr. Nason of Boston, petition of Edward J. Forster and others; by Mr. Kelley of Cambridge, petition of J. S. Clarke and others; by Mr. Learnard of Boston, petition of R. S. Parker and others; by Mr. Foster of Medford, petition of John F. Neill, Jr., and others; and by Mr. Varnum of Lowell, petition of F. H. Butler and 150 others, — severally for a law to regulate the practice of pharmacy. Pharmacy.

By Mr. Bowker of Boston, petition of Israel Putnam for legislation regulating the sale of vinegar.

Severally referred to the committee on Public Health.

By Mr. Kimball of Chelsea, petition of the Massachusetts Society for the Prevention of Cruelty to Animals for legislation concerning the use of salt on railway tracks by street railway companies. Referred to the committee on Street Railways. Salt on street railway tracks.

By Mr. Whitehill of Attleborough, petition of H. F. Barrows and others, relative to a water supply for the town of Attleborough and vicinity. Attleborough water supply.

By Mr. Aldrich of Marlborough, petition of Elbridge Howe and others, that the town of Marlborough be authorized to issue additional water bonds, etc. Marlborough water bonds.

Severally referred to the committee on Water Supply and Drainage.

By Mr. Clark of Somerville, petition of James Dillaway and others; by Mr. Saville of Lexington, petition of Lucinda Hosmer and 89 others of Bedford; and by Mr. Robinson of New Bedford, petition of N. W. Jordan and 76 others of New Bedford, — severally for woman suffrage. Woman suffrage.

Severally referred to the committee on Woman Suffrage.

Severally sent up for concurrence.

Care of stolen property.

By Mr. Kimball of Chelsea, petition of the Massachusetts Society for the Prevention of Cruelty to Animals for such legislation as will provide for the detention and care of property found in the possession of persons arrested. Referred to the committee on the Judiciary.

#### *Orders.*

On motion of Mr. Gove of Boston, —

Aldermanic districts of Boston.

*Ordered*, That the committee on Cities consider the expediency of dividing the city of Boston into aldermanic districts.

"Screen law."

On motion of Mr. O'Connell of Worcester, —

*Ordered*, That that the committee on the Liquor Law consider the expediency of repealing the "screen law," so called, and of granting to licensed liquor dealers the same rights and privileges accorded to other merchants.

Severally sent up for concurrence.

Practice in probate courts.

On motion to Mr. Hopkins of Millbury, —

*Ordered*, That the committee on Probate and Chancery consider the expediency of legislation regulating the practice of probate courts in cases not now expressly provided for by law.

Preacher of election sermon.

The following order, offered by Mr. Eastman of Boston, was, at the request of Mr. Stetson of Hanson, laid over until to-morrow, —

*Ordered*, That Thursday next, January 25th, at 2½ o'clock p. m., be assigned as the time for choosing the preacher of the election sermon for 1884.

#### *Papers from the Senate.*

College of Physicians and Surgeons.

A petition of the College of Physicians and Surgeons for authority to confer degrees was referred, in concurrence, to the committee on Education.

House and Senate journals and manuals.

*Ordered*, In concurrence, that the committee on Printing consider the expediency of furnishing the free public libraries of the cities and towns of the Commonwealth with one copy each of the journals of the House and Senate, and one copy of the legislative manual annually.

*Ordered*, In concurrence, that the committee on Railroads consider the expediency of amending section 220 of chapter 112 of the Public Statutes, by striking out the last paragraph of said section.

A Resolve providing for the distribution of the abstract of the social and industrial statistics of the Commonwealth, introduced on leave in the Senate, was read and referred, in concurrence, to the committee on Printing.

*Resolve Passed.*

An engrossed Resolve authorizing the Treasurer to borrow money in anticipation of the revenue (which originated in the House) was passed, signed and sent to the Senate.

Resolve passed.

*Report of a Committee.*

By Mr. Lincoln of Somerville, from the committee on Finance, on an order relative to appropriation bills, a Bill making appropriations for certain educational expenses. Read and ordered to a second reading.

Appropriation bill,—educational expenses.

*Orders of the Day.*

The Bill in further addition to "An Act making appropriations for the maintenance of the government during the present year," was read a second time and ordered to a third reading.

Orders of the day.

The report of the committee on Elections, leave to withdraw, on the petition of Joel W. Harris for a recount of votes, and that he may be admitted as representative for the Second Worcester Representative District, was accepted.

The Bill to amend "An Act to revise the charter of the city of Newton" was read a third time, passed to be engrossed, and sent up for concurrence.

The Resolve for printing extra copies of the Governor's address was read a second time and considered. Mr. Hill of Haverhill moved to amend by striking out the words "ten thousand" and inserting instead "two thousand." The question was first put on the larger number. At the request of Mr. Sullivan of Lawrence, the yeas and nays were ordered, and the roll being called, the larger

## JOURNAL OF THE HOUSE,

number was adopted by a vote of 97 yeas to 80 nays, as follows:—

## YEAS.

Messrs. Aldrich, Samuel N.	Messrs. Hopkins, John
Baker, Charles H.	Howland, Charles H.
Baker, John I.	Hunt, Samuel C.
Barnard, Charles T.	Hutchinson, Chas. C.
Bates, Butler	Jackson, John
Belden, Charles D.	Kelley, Joseph J.
Bird, Warren A.	Kilduff, William
Boardman, Halsey J.	Kimball, D. Frank
Bowker, Horace L.	Kimball, William R.
Brigham, Andrew C.	Leighton, John W.
Burr, Charles C.	Lincoln, Charles S.
Butler, Thomas C.	Littlefield, George W.
Cable, Hobart M.	Mackintosh, Chas. A.
Chappelle, Julius C.	Maguire, John G.
Clark, Aaron F.	Manning, Patrick H.
Clark, George L.	Martin, Charles B.
Cogswell, Adams H.	Martin, Henry B.
Cogswell, William	Mason, James H.
Conlin, Christopher P.	McCormick, Martin S.
Costello, Michael W.	McGaragle, Patrick F.
Courtney, John	Melden, William R.
Craig, George E.	Moriarty, Eugene M.
Cronin, Cornelius F.	Morrison, Alva S.
Cushing, Louis T.	Morse, Bushrod
Cushman, Solomon F.	Murphy, John R.
Davenport, James F.	O'Connell, David F.
Denham, James R.	Olmsted, John
Doherty, John	Pattee, William G. A.
Dolan, Michael J.	Peabody, W. Scott
Donahoe, Charles W.	Peck, Herbert L.
Douglas, William L.	Pedrick, Francis E.
Eaton, William N.	Perry, Isaac F. B.
Entwistle, James R.	Putney, Lyman K.
Ernst, George A. O.	Randall, Charles L.
Fennessey, Jer. G.	Reade, John
Fernald, Oliver G.	Reed, Charles M.
Foley, Patrick E.	Reynolds, Enos H.
Freeman, Josiah	Richardson, David M.
Frizzell, William H.	Sexton, Michael
Gaffney, Frank H.	Shaw, Edward H.
Gilmartin, Dennis	Snow, Edmund F.
Gordon, William, Jr.	Staples, Samuel
Gove, Jesse M.	Steere, Marquis D. F.
Hall, Thomas J.	Stetson, Alonzo J.
Harrub, Fred. M.	Stow, T. Dwight
Hayes, John E.	Sullivan, Dennis A.

Messrs. Tarone, James  
Tyler, Albert  
Welch, Americus

Messrs. Wilkinson, John W.  
Williams, John S.

## NAYS.

Messrs. Atherton, Arlon S.  
Babbitt, Francis S.  
Ball, George H.  
Bancroft, William A.  
Barker, George A.  
Bates, Emory L.  
Briggs, Bradford B.  
Browne, Andrew J.  
Bugbee, Benajah U.  
Bush, Horace W.  
Butler, Daniel  
Butler, Edward P.  
Butterfield, Jesse B.  
Campbell, Benjamin F.  
Candage, Rufus G. F.  
Chester, William F.  
Cluff, Daniel B.  
Cobb, Francis D.  
Coombs, John P.  
Davis, Samuel M.  
Dunham, Rufus A.  
Dwinell, James F.  
Eames, Warren  
Eastman, Edmund T.  
Fisk, David  
Foster, Joshua T.  
Glines, Edward  
Hildreth, Edwin A.  
Hill, Edwin N.  
Holbrook, Caleb  
Howes, Lewis W.  
Howland, Charles W.  
Hubbard, Sabin  
Huntoon, George L.  
Jacob, Joseph, Jr.  
Jefts, Luman T.  
Kingsley, Chester W.  
Lackey, George A.  
Lawrence, Omon H.  
Learnard, George E.

Messrs. Leonard, Job M.  
Linnell, Solomon, 2d  
Lord, Charles S.  
Martin, Thomas  
Miller, Charles H.  
Morse, Leonard T.  
Nason, Jesse L.  
Parker, John L.  
Parker, Walter O.  
Pilsbury, Edwin L.  
Potter, Burton W.  
Rice, Samuel I.  
Richardson, Chas. W.  
Robinson, Orlando G.  
Sargent, Wingate P.  
Saville, Leonard A.  
Sayward, William H.  
Searell, William A.  
Simpson, Thomas C.  
Smith, Charles  
Sprague, Henry H.  
Starbird, Charles D.  
Stetson, George F.  
Stetson, Sprague S.  
Sweetser, Albert H.  
Switzer, James W.  
Varnum, Daniel H.  
Walker, Aaron G.  
Weston, Thomas, Jr.  
White, Henry J.  
Whitehill, John  
Whitin, Arthur F.  
Whiting, Albert T.  
Whitmarsh, Wm. W.  
Wheeler, Charles  
Wiggins, Thomas P.  
Williams, Fred. H.  
Willson, Edmund B.  
Winchester, Fitch A.  
Wolcott, Roger

Yea, 97; nays, 80.

The Resolve was then ordered to a third reading by a vote of 87 to 73.

At twenty minutes past three o'clock adjourned.

TUESDAY, Jan. 23, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

County treasurer of Worcester County.

Philip Mackey.

By Mr. H. C. Hartwell of Fitchburg, petition of Edward A. Brown, county treasurer of Worcester County, for an increase of salary. Referred to the joint committee on the Judiciary.

State Normal Art School.

By Mr. Fisher of North Adams, petition of Philip Mackey for compensation for injuries received while at work on the Hoosac Tunnel. Referred to the committee on Claims.

By Mr. Learnard of Boston, petition of Robert O. Fuller and others; by Mr. O'Connell of Worcester, petition of S. E. Hildreth and others; and by Mr. Moriarty of Worcester, petition of Benj. J. Dodge and 6 others, — severally in favor of retaining the State Normal Art School.

Severally referred to the committee on Education.

Smelts.

By Mr. Freeman of Nantucket, petition of Lawrence Ayres and 70 others of Nantucket for amendment of section 59 of chapter 91 of the Public Statutes, concerning the taking of smelts in certain waters. Referred to the committee on the Fisheries.

Weekly payments of wages.

By Mr. Gilmartin of Lawrence, petition of George H. Foster and 435 others for legislation providing for the weekly payments of wages in all industrial institutions. Referred to the committee on Labor.

Massachusetts Central Railroad.

By Mr. Hill of Haverhill, petition of the Massachusetts Central Railroad Company for extension of its charter, and for extending its line, etc. Referred to the committee on Railroads.

Woman suffrage.

By Mr. Bowker of Boston, petition of Marianna E. Clarke and 5 others of Boston; by Mr. Campbell of Boston, petition of S. M. Chamberlain and 24 others of Boston; by Mr. Kilduff of Boston, petition of Mrs. F. Bowker and 46 others of Boston; by Mr. Freeman of Nantucket, petition of Eliza Barney and 48 others of Nantucket; by Mr. Hayes of Boston, petition of Mrs. W. W. Merrick and 41 others of Boston; by Mr. Maguire of

Woburn, petition of M. C. Bean and 49 others of Woburn; by Mr. Chappelle of Boston, petition of Charles Lowell Thayer and 10 others; by Mr. Potter of Worcester, petition of C. E. Battelle and 16 others of Worcester; by Mr. Ernst of Boston, petition of Lavina D. Morse and 10 others of Boston; by Mr. Putney of Wellesley, petition of Julia W. Stearns and 48 others of Needham; by Mr. Snow of Boston, petition of Evelina A. S. Smith and 11 others of Boston; by Mr. Hunt of Boston, petition of Nancy Field and 14 others of Boston; by Mr. Hopkins of Millbury, petition of Delia C. Torrey and 34 others of Millbury; and by Mr. Warner of Northampton, petition of Anna G. Spencer and others,— severally for woman suffrage.

Severally referred to the committee on Woman Suffrage.

Severally sent up for concurrence.

*Orders.*

On motion of Mr. Wheeler of Boston,—

*Ordered*, That the committee on Cities consider the expediency of providing by statute that no member of the city council of the city of Boston shall be eligible to any office the salary of which is payable out of the city treasury, during the term for which he is chosen.

Boston city council.

On motion of Mr. Moriarty of Worcester,—

*Ordered*, That the committee on Education consider the expediency of compelling all cities and towns to supply, free of charge, to the pupils in the public schools, the text-books used in the study of the common English branches.

Free text-books.

On motion of Mr. Fennessey of Boston,—

*Ordered*, That the committee on the Liquor Law consider the expediency of repealing chapter 220 of the acts of the year 1882, being "An Act to prohibit the granting of licenses for the sale of intoxicating liquors on premises within a certain distance of public schools."

Liquor licenses.

Severally sent up for concurrence.

On motion of Mr. Weston of Newton,—

*Ordered*, That the committee on the Judiciary consider the expediency of the several counties in the Commonwealth paying the travelling expenses of the judges of the Supreme Judicial Court and the Superior Court in attending courts in their respective counties.

Travelling expenses of judges.

*Attachment of wages, — trustee process.*

On motion of Mr. Whiting of Boston,—

*Ordered*, That the committee on the Judiciary consider the expediency of amending the law relating to the attachment of wages so that no such attachment shall be valid unless the officer at the time of serving the process on the supposed trustee pay to him or to its officer a dollar in money.

*Suits against partners.*

On motion of Mr. Howes of Cambridge,—

*Ordered*, That the committee on the Judiciary consider the expediency of providing by law that in a suit against a member of a co-partnership his interest in the co-partnership property may be attached on the writ and sold on the execution in certain cases and under certain limitations and conditions.

*Liens on vessels.*

On motion of Mr. Tarone of Boston,—

*Ordered*, That the committee on the Judiciary consider the expediency of amending section 14 of chapter 192 of the Public Statutes, relating to liens on vessels for labor performed, by striking out in line 4 the word "or" before the word "launch," and after the word "launch," inserting the words "load or discharge," and after the words "launching ways for, or for," inserting the words "labor performed loading or discharging, or for," and after the word "person," the words "or persons." Also the expediency of amending section 22 of chapter 192 of the Public Statutes, by striking out the word "or" before the word "launching," in line 3, and after the word "launching," inserting the words "loading or discharging."

*Preacher of election sermon.*

The order offered by Mr. Eastman of Boston, relative to the choice of a preacher of the annual election sermon, and laid over at the request of Mr. Stetson of Hanson, was adopted.

#### *Changes in Committees.*

*Changes in committees.*

Mr. Gordon of New Bedford was excused from serving on the committee on Labor, and Mr. Whitin of Northbridge was appointed in his place.

Mr. Pedrick of Marblehead was excused from serving on the committee on the State House, and Mr. Wiggins of Marblehead was appointed in his place.

Mr. Wiggins of Marblehead was excused from serving on the committee on Mercantile Affairs, and Mr. Pedrick of Marblehead was appointed in his place.

Mr. Wildes of Chicopee was appointed on the committee on the State House.

*Reports of Committees.*

By Mr. Kingsley of Cambridge, from the committee on Street Railways, on a petition, a Bill to extend the charter of the Somerville Horse Railroad Company.

Somerville  
Horse Railroad  
Company.

By Mr. Campbell of Boston, from the committee on Water Supply and Drainage, on a petition, a Bill authorizing the town of Medford to lay water pipes through a portion of the city of Somerville.

Medford water  
pipes.

Severally read and ordered to a second reading.

*Papers from the Senate.*

The House order relative to the Clerks of the Senate and House of Representatives preparing a book for the use of the Legislature, containing the names of the members, a statement of the several committees, and the rules and joint rules of the Senate and House, came down with the indorsement, "referred to the committee on Printing," in which reference the House concurred.

Book for the  
use of members,  
containing  
names of mem-  
bers, etc.

*Ordered*, In concurrence, that the committee on the Hoosac Tunnel and Troy and Greenfield Railroad be authorized to visit the same, at such times as they deem expedient.

Committee on  
Hoosac Tunnel  
and Troy and  
Greenfield  
Railroad  
authorized to  
visit.

The petition of Francis E. Paine and 47 others of Boston, for woman suffrage; and

Woman suf-  
frage.

The petitions of A. M. Lougee and others; of Abby W. May and others; and of John Backup and others, for a law requiring assessors of cities and towns to assess a poll-tax not exceeding fifty cents upon all women twenty-one years of age and upwards who desire to be so assessed, etc.;

Poll-tax not  
exceeding fifty  
cents to be  
assessed upon  
women.

Were severally referred, in concurrence, to the committee on Woman Suffrage.

*Orders of the Day.*

The Bill making appropriations for certain educational expenses was read a second time and ordered to a third reading.

Orders of the  
day.

The Bill in further addition to "An Act making appropriations for the maintenance of the government during

## JOURNAL OF THE HOUSE,

the present year" was read a third time, passed to be engrossed, and sent up for concurrence.

The Resolve for printing extra copies of the Governor's address was read a third time and considered. Mr. Hill of Haverhill moved to amend by substituting for the resolve an order providing for the printing of ten thousand copies. The amendment was rejected by a vote of 86 to 89. Mr. Hill moved a further amendment to strike out "ten thousand," and insert "two thousand." Mr. Howland of Plymouth moved to amend by substituting "five thousand" for "ten thousand." The question was first put on allowing "ten thousand" to remain in the resolve, and, at the request of Mr. McGaragle of Boston, the yeas and nays were ordered, and the roll being called, it was lost by a vote of 95 yeas to 97 nays, as follows:—

## YEAS.

Messrs. Aiken, John A.	Messrs. Foley, Patrick E.
Baker, Charles H.	Freeman, Josiah
Barnard, Charles T.	Frizzell, William H.
Belden, Charles D.	Gaffney, Frank H.
Bird, Warren A.	Gilmartin, Dennis
Bixby, Nelson H.	Gordon, William, Jr.
Bowker, Horace L.	Hall, Thomas J.
Brigham, Andrew C.	Harrub, Fred M.
Burr, Charles C.	Hayes, John E.
Butler, Thomas C.	Holbrook, Caleb
Chappelle, Julius C.	Hopkins, John
Cheever, John H.	Howes, Erastus
Clark, Aaron F.	Hunt, Samuel C.
Clark, Charles N.	Jackson, John
Clark, George L.	Kelley, Joseph J.
Clark, Wilder P.	Kilduff, William
Cogswell, William	Kimball, D. Frank
Conlin, Christopher P.	Kniffin, George E.
Costello, Michael W.	Knox, Charles H.
Courtney, John	Leonard, Edwin
Craig, George E.	Lincoln, Charles S.
Cronin, Cornelius F.	Littlefield, George W.
Cushing, Louis T.	Mackintosh, Charles A.
Cushman, Solomon F.	Maguire, John G.
Davenport, James F.	Manning, Patrick H.
Denham, James R.	Martin, Charles B.
Dolan, Michal J.	Martin, Henry B.
Eaton, William N.	McCormick, Martin S.
Entwistle, James R.	McDonald, Patrick F.
Fennessey, Jeremiah G.	McGaragle, Patrick F.
Fernald, Oliver G.	McLaughlin, John A.
	Mellen, James H.

<b>Messrs.</b>	<b>Moriarty, Eugene M.</b>	<b>Messrs.</b>	<b>Smith, George E.</b>
	Morrison, Alva S.		Snow, Edmund F.
	Murphy, John R.		Staples, Samuel
	O'Brien, Francis		Stetson, Alonzo J.
	O'Connell, David F.		Stockbridge, Levi
	Olmsted, John		Stow, T. Dwight
	Pattee, William G. A.		Streeter, Dwight W.
	Peck, Herbert L.		Sullivan, Dennis A.
	Pedrick, Francis E.		Tarone, James
	Perry, Isaac F. B.		Tyler, Albert
	Randall, Charles L.		Warner, John F.
	Reade, John		Webster, Franklin I.
	Reed, Charles M.		Wells, Daniel W.
	Richardson, David M.		Wildes, Ansel F.
	Sexton, Michael		Wilkinson, John W.
	Shaw, Edward H.		Williams, John S.

**NAYS.**

<b>Messrs.</b>	<b>Adams, Frank W.</b>	<b>Messrs.</b>	<b>Fisher, H. G. B.</b>
	Allen, Heman L.		Foster, Joshua T.
	Atherton, Arlon S.		Fuller, Warren D.
	Babbitt, Francis S.		Gifford, John W.
	Ball, George H.		Glines, Edward
	Bancroft, William A.		Goodman, Allen W.
	Barker, George A.		Hartwell, Harris C.
	Batchelder, George E.		Higginbottom, Allen
	Bates, Emory L.		Hildreth, Edwin A.
	Briggs, Bradford B.		Hill, Edwin N.
	Browne, Andrew J.		Holley, Tristram R.
	Bugbee, Benajah U.		Howes, Lewis W.
	Bush, Horace W.		Howland, Charles H.
	Butler, Daniel		Howland, Charles W.
	Butler, Edward P.		Hubbard, Sabin
	Butterfield, Jesse B.		Jacobs, Joseph, Jr.
	Cable, Hobart M.		Jefts, Luman T.
	Campbell, Benjamin F.		Kellogg, George
	Candage, Rufus G. F.		Kingsley, Chester W.
	Chamberlain, George D.		Lackey, George A.
	Clark, Elijah C.		Learnard, George E.
	Cluff, Daniel B.		Leonard, Job M.
	Cobb, Francis D.		Linnell, Solomon, 2d
	Cogswell, Adams H.		Lord, Charles S.
	Coombs, John P.		Martin, Thomas
	Copeland, William A.		Means, Arthur F.
	Davis, Samuel M.		Miller, Charles H.
	Dunham, Rufus A.		Miller, John D.
	Dwinell, James F.		Morse, Leonard T.
	Eames, Warren		Nason, Jesse L.
	Eastman, Edmund T.		Newell, Charles S.
			Nourse, Henry S.

## JOURNAL OF THE HOUSE,

Messrs. Parker, John L.	Messrs. Switzer, James W.
Parker, Walter O.	Tilly, John
Pilsbury, Edwin L.	Towne, Charles A.
Potter, Burton W.	Varnum, Daniel H.
Putney, Lyman K.	Walker, Aaron G.
Rice, Samuel I.	Warfield, Henry L.
Richardson, Charles W.	Weston, Thomas, Jr.
Saville, Leonard A.	White, Henry J.
Sayward, William H.	Whitin, Arthur F.
Searell, William A.	Whiting, Albert T.
Shaylor, Pliny M.	Whitmarsh, William W.
Smith, Charles	Whitney, William H.
Smith, Joel	Wiggins, Thomas P.
Sprague, Henry H.	Williams, Fred. H.
Starbird, Charles D.	Willson, Edmund B.
Stebbins, John B.	Winchester, Fitch A.
Stetson, George F.	
Sweetser, Albert H.	

Yea, 95; nays, 97.

On this question Messrs. Baker of Beverly, Aldrich of Marlborough, Ernst of Boston, Beach of Springfield, and Morse of Sharon, who, it was stated, would have voted in the affirmative, were paired respectively with Messrs. Chester of Malden, Wheeler of Boston, Wolcott of Boston, Whitehill of Attleborough, and Robinson of New Bedford.

The other amendments were severally lost, and the resolve was then rejected, and notice thereof was sent to the Senate.

At five minutes before four o'clock adjourned.

WEDNESDAY, Jan. 24, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

State Normal  
Art School.

By Mr. Sullivan of Lawrence, petition of J. L. Brewster and others; by Mr. Nason of Boston, petition of George E. Morris and 109 others; by Mr. Gilmartin of Lawrence, petition of Edward Rogers and 71 others; by Mr. Potter of Worcester, petition of Frank H. Sellars and 77 others; by Mr. Browne of Boston, petition

of Carl T. Anderson and 63 others; by Mr. Davis of Lawrence, petition of F. E. Clarke and others; by Mr. Chester of Malden, petition of Samuel A. Huntington and 47 others; by Mr. Bowker of Boston, petition of Duncan A. Russell and others,— severally in favor of retaining the State Normal Art School.

Severally referred to the committee on Education.

By Mr. Mellen of Worcester, petition of B. D. Armstrong and 1,462 others; and by Mr. Sexton of Lowell, petition of Patrick H. Brady and others,— severally for legislation providing for weekly payments of wages in all industrial institutions in the State.

Weekly payments of wages.

Severally referred to the committee on Labor.

By Mr. Baker of Beverly, petition of the Massachusetts Temperance Alliance for the repeal of the present liquor license law, and the enactment of a stringent prohibitory law, with efficient means provided for its enforcement. Referred to the committee on the Liquor Law.

Prohibitory liquor law.

By Mr. Leonard of Somerset, petition of D. B. Eddy, Jr., and others; and by Mr. Gordon, of New Bedford, petition of Obed. E. Nickerson and others,— severally for legislation concerning compulsory pilotage.

Compulsory pilotage.

By Mr. Wheeler of Boston, petition of Henry Lee and others for incorporation as the Union Safe Deposit Vaults Corporation.

Union Safe Deposit Vaults.

Severally referred to the committee on Mercantile Affairs.

By Mr. Wolcott of Boston, petition of the treasurer of the Massachusetts Charitable Eye and Ear Infirmary for an appropriation of \$10,000 for said institution. Referred to the committee on Public Charitable Institutions.

Massachusetts Charitable Eye and Ear Infirmary.

By Mr. Beach of Springfield, petition of Charles P. Alden and others for a law to regulate the practice of pharmacy.

Pharmacy.

By Mr. Howes of Cambridge, petition of Charles E. Moody & Co. and others for legislation concerning the adulteration of articles designed for food, drink or medicine.

Adulterated articles for food, drink, etc.

Severally referred to the committee on Public Health.

By Mr. Potter of Worcester, petition of Samuel E. Hildreth and others for legislation concerning the use of broad-rimmed wheels. Referred to the committee on Roads and Bridges.

Broad-rimmed wheels.

## JOURNAL OF THE HOUSE,

**Woman suffrage.**

By Mr. Smith of Leominster, petition of Albert W. Allen and 42 others of Leominster; by Mr. Adams of Royalston, petition of Emily Eaton and 82 others of Athol; by Mr. Lincoln of Somerville, petition of Martha A. Neall and 15 others of Somerville; and by Mr. Dwinell of Winchester, petition of Miss E. B. Plympton and 54 others of Woburn,— severally for woman suffrage.

Severally referred to the committee on Woman Suffrage.

Severally sent up for concurrence.

**Trespass on land.**

By Mr. Whitehill of Attleborough, petition of Lyman W. Daggett and others for legislation concerning trespass on land. Referred to the committee on the Judiciary.

*Order.*

**Telegraph, etc., wires.**

On motion of Mr. Hill of Haverhill,—

*Ordered*, That the committee on Mercantile Affairs consider the expediency of legislation to control or prevent the placing of telegraph, telephone and electric-light wires, by individuals or corporations, upon dwelling-houses and other private buildings, without the consent of the owners.

Sent up for concurrence.

*Papers from the Senate.*

**Liquor licenses.**

*Ordered*, In concurrence, that the committee on the Liquor Law consider the expediency of repealing chapter 220 of the acts of 1882, respecting the sale of intoxicating liquors within a certain distance of public schools.

The following order adopted by the Senate was rejected by the House :—

*Ordered*, That the joint committee on the Judiciary consider the expediency of amending section 58 of chapter 154 of the Public Statutes, by substituting in the tenth line the word “nineteen” for “sixteen.”

The following petitions were severally referred, in concurrence :—

Petition of Matthew Gately for the repeal or modification of the law establishing the board of directors for public institutions of the city of Boston. To the committee on Cities.

**Salary of clerk of the municipal criminal court of Boston.**

**Board of Directors of Public Charitable Institutions of Boston.**

**State Normal Art School.**

Remonstrances of the Putnam Machine Co. and others;

Harrison Loring and others; and James J. Elliott and others,— severally against the abolishment of the State Normal Art School. Severally to the committee on Education.

Petition of J. E. Bartlett for extension of time to complete the organization of the Ocean Terminal Railroad, Dock and Elevator Company. To the committee on Mercantile Affairs.

Ocean Terminal  
R.R., Dock and  
Elevator Co.

Petition of Thomas F. Newton for compensation for military services while a member of Company D, Seventeenth Regiment Massachusetts Volunteers, from April 19, 1861, to July 12, 1861. To the committee on Military Affairs.

Thomas F.  
Newton.

Petition of Oliver S. Dean and 121 others of Milford for an amendment to the Constitution prohibiting the manufacture and sale of all alcoholic liquors as a beverage. To the committee on the Liquor Law.

Intoxicating  
liquors.

Petition of Nathaniel Sears and others for a law to instruct county commissioners to publish estimates for each specific purpose for which a tax is to be levied. To the committee on Taxation.

Estimates of  
county com-  
missioners.

Petition of M. J. C. Russell and 138 others of Milford for woman suffrage. To the committee on Woman Suffrage.

Woman suf-  
frage.

#### *Bills Enacted.*

##### *Engrossed bills :*

Making appropriations for the mileage and compensation of the members of the Legislature, for the compensation of officers thereof, and for other purposes;

Bills enacted.

In addition to an act making appropriations for the maintenance of the government during the present year; and

Making appropriations for the maintenance of the government for the present year;

(Which severally originated in the House);

Were severally passed to be enacted, signed and sent to the Senate.

#### *Reports of Committees.*

By Mr. Sprague of Boston, from the committee on the Judiciary, inexpedient to legislate, on an order relative to repeal of section 87 of chapter 183 of the Public Statutes,

Costs under the  
trustee process.

## JOURNAL OF THE HOUSE,

relating to costs under the trustee process in certain cases.

Fred. B. Kellogg.

By Mr. Parker of Ashburnham, from the committee on Military Affairs, leave to withdraw, on petition of Fred. B. Kellogg for a gratuity.

Extra copies of election sermon.

By Mr. Davenport of Fall River, from the committee on Expenditures, that the Senate order relative to printing, for the use of the Legislature, two thousand extra copies of the election sermon of the Rev. R. R. Meredith, should be adopted.

Severally read, and placed in the orders of the day for to-morrow.

Appropriation bill, — charitable expenses.

By Mr. Gordon of New Bedford, from the committee on Finance, on an order relative to appropriation bills, a Bill making appropriations for sundry charitable expenses.

Boston police.

By Mr. Means of Boston, from the committee on the Judiciary, on a petition, a Bill to amend "An Act relative to the pensioning of members of the police department of the city of Boston."

Pilgrim Society.

By Mr. Potter of Worcester, from the same committee, on a petition, a Bill to authorize the Pilgrim Society to hold additional real and personal estate.

Taunton charter.

By Mr. Wheeler of Boston, from the committee on Cities, on a petition, a Bill to amend "An Act to revise the charter of the city of Taunton."

Severally read and ordered to a second reading.

*Orders of the Day.*

Bills :

Orders of the day.

To extend the charter of the Somerville Horse Railroad Company ; and

Authorizing the town of Medford to lay water-pipes through a portion of the city of Somerville ;

Were severally read a second time and ordered to a third reading.

The Bill making appropriations for certain educational expenses was read a third time, passed to be engrossed and sent up for concurrence.

At twenty minutes past two o'clock adjourned.

THURSDAY, Jan. 25, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Marden of Lowell, petition of Charles R. Blaisdell and others for a law requiring the use of secret ballots at elections. Referred to the committee on Election Laws.

*Secret ballots.*

By Mr. Coombs of Newburyport, petition of William Page for amendment of the laws concerning the inspection of fish. Referred to the committee on the Fisheries.

*Inspection of fish.*

By Mr. Marden of Lowell, petition of Charles R. Blaisdell and others for an act to establish courts of arbitration.

*Courts of arbitration.*

By Mr. Gilmartin of Lawrence, petition of Tristram R. Newell and 569 others; and by Mr. Smith of Andover, petition of John Morton and others, — severally for legislation concerning the weekly payments of wages in all industrial institutions.

*Weekly payments of wages.*

Severally referred to the committee on Labor.

By Mr. Manning of Boston, petition of L. B. Robinson and 26 others of Boston; and by Mr. Boardman of Boston, petition of Julia A. Sprague and others, — severally for woman suffrage.

*Woman suffrage.*

Severally referred to the committee on Woman Suffrage.

*Introduced on Leave.*

By Mr. Potter of Worcester, a Bill concerning costs under the trustee process. Read and referred to the committee on the Judiciary.

*Costs under the trustee process.*

*County Officers.*

The Summary of Annual Reports of county officers (Pub. Doc. No. 8) was received, referred to the committee on Banks and Banking, and sent up for concurrence.

*Reports of county officers.*

*Taken from the Files.*

On motion of Mr. Fisher of North Adams, the petition of John M. Galvin for compensation for work done on

*John M. Galvin.*

## JOURNAL OF THE HOUSE,

the Hoosac Tunnel was taken from the files of last year, referred to the committee on Claims, and sent up for concurrence.

**Edward C.  
Hawkes.**

On motion of Mr. Stockbridge of Amherst, the Resolve in favor of Edward C. Hawkes was taken from the files of last year, referred to the committee on Claims, and sent up for concurrence.

*Special Assignment.*

**Election of  
preacher of  
election ser-  
mon.**

At half-past two o'clock P. M., the special assignment, being the election of the preacher of the annual election sermon for the year 1884, was taken up.

On motion of Mr. Learnard of Boston, —

*Ordered*, That a committee of six be appointed to receive, sort and count the votes for preacher of the annual election sermon for 1884.

The Speaker accordingly appointed Messrs. Whitehill of Attleborough, Reade of Boston, Tyler of Oxford, Kellogg of Sheffield, Morse of Sherborn and Learnard of Boston as the committee.

Mr. Whitehill afterwards reported as follows : —

Whole number of votes cast,	.	.	.	.	.	185
Necessary for a choice,	.	.	.	.	.	93
Rev. Cephas B. Crane, D.D., of Boston,						96
Rev. A. A. Miner of Boston,						26
George F. Stetson of Hanson,						24
Daniel W. Waldron of Boston,						10
Scattering,						29

And Rev. Cephas B. Crane was declared elected preacher of the election sermon.

*Orders.*

**Biennial elec-  
tions and ses-  
sions of the  
Legislature.**

On motion of Mr. Newell of Longmeadow, —

*Ordered*, That the committee on Election Laws consider the expediency of amending the Constitution of the State, so as to provide for biennial elections and sessions of the Legislature.

**Railroad cross-  
ings.**

On motion of Mr. Eastman of Boston, —

*Ordered*, That the committee on Railroads consider the expediency of legislation looking to the early andulti-

mate abandonment of all steam railroad crossings of frequented public highways at grade.

Severally sent up for concurrence.

On motion of Mr. Coombs of Newburyport, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending section 1 of chapter 68 of the Public Statutes, relative to the sale of certain articles without a pedler's license, so as to authorize any person or his duly authorized agent to sell the articles named in said section without such license.

On motion of Mr. Baker of Beverly, —

*Ordered*, That the Secretary of the Commonwealth be requested to forward a statement showing the result of the returns made under section 5, chapter 100 of the Public Statutes, relating to the vote upon granting licenses in the several cities and towns, together with a statement of the number of licenses of each class issued, the amount received for the same by classes, and the number revoked.

The following order, offered by Mr. Randall of Boston, was laid over, at the request of Mr. Williams of Foxborough, —

*Ordered*, That in the interest of true economy the election sermon for the year 1884 be delivered in the hall of the House of Representatives, and that all unnecessary expense be avoided and dispensed with in relation thereto.

The following order, offered by Mr. Stockbridge of Amherst, was laid over, at the request of Mr. Sprague of Boston, —

*Ordered*, That when the House adjourns on Friday, Jan. 26th, it shall be to eleven o'clock A. M., on Saturday, Jan. 27th, and that on each succeeding Friday it shall adjourn to that hour of the following Saturday until further ordered.

#### *Papers from the Senate.*

*Ordered*, In concurrence, that the committee on Election Laws consider the expediency of legislation to provide that on a recount of ballots cast at any election, the board or committee charged with the duty of recounting such ballots shall, before proceeding to recount such ballots, notify the several candidates interested in, and liable to be affected by, such recount, of the time when, and the

Pedler's li-  
cense.

Returns of votes  
for granting  
liquor licences.

Election ser-  
mon.

Saturday ses-  
sions.

Recount of  
ballots.

## JOURNAL OF THE HOUSE,

place where, such recount is to be made, and that each of such candidates shall have the right to appear and be present during such recounting, either in person or by an agent appointed in writing by him, in his stead.

The following petitions were severally referred, in concurrence : —

**Intoxicating  
liquors.**

Petition of M. J. C. Russell and others of Milford for an amendment to the Constitution prohibiting the manufacture and sale of intoxicating liquors as a beverage. To the committee on the Liquor Law.

**Norwich &  
Worcester R.R.**

Petition of the Norwich & Worcester Railroad Company for authority to purchase and hold shares in the capital stock of any incorporated company running steamboats in connection with its railroad in New York City. To the committee on Railroads.

**State Normal  
Art School.**

Remonstrance of Samuel West and others against the abolition of the Normal Art School. To the committee on Education.

*Report of a Committee.*

**Holliston, —  
Peter McManamy.**

By Mr. Parker of Lynn, from the committee on Military Affairs, on a petition, a Bill to legalize the vote of the town of Holliston to pay a bounty to Peter McManamy. Read and ordered to a second reading.

**Orders of the  
day.**

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to the repeal of section 87 of chapter 183 of the Public Statutes, relating to costs under the trustee process in certain cases was accepted.

The report of the committee on Military Affairs, leave to withdraw, on the petition of Fred. B. Kellogg for a gratuity was accepted and sent up for concurrence.

Bills :

Making appropriations for sundry charitable expenses ; To amend " An Act relative to the pensioning of members of the police department of the city of Boston ; "

To authorize the Pilgrim Society to hold additional real and personal estate ; and

To amend " An Act to revise the charter of the city of Taunton ; "

Were severally read a second time and ordered to a third reading.

The order relative to printing two thousand extra copies of the election sermon was adopted, in concurrence, as recommended by the committee on Expenditures.

Bills :

To extend the charter of the Somerville Horse Railroad Company ; and

Authorizing the town of Medford to lay water-pipes through a portion of the city of Somerville ;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

At half-past three o'clock adjourned.

FRIDAY, Jan. 26, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Nourse of Lancaster, petition of S. C. Damon for legislation offering a bounty for the raising of beets to be used in the manufacture of sugar. Referred to the committee on Agriculture.

Beet sugar  
bounty.

By Mr. Cronin of Boston, petition of the president of the common council of Boston, for legislation giving the duty of providing armories under section 92, chapter 14 of the Public Statutes, to the city council instead of the board of aldermen.

Boston armo-  
ries.

By Mr. Robinson of New Bedford, petition of Thomas Donaghy and others for an amendment to the charter of the city of New Bedford.

New Bedford  
charter.

Severally referred to the committee on Cities.

By Mr. Copeland of Mansfield, petition of the select-men of Norton for repayment to said town of certain money paid into the State treasury. Referred to the committee on Claims.

Norton.

By Mr. Williams of Waltham, petition of T. F. Proctor and 26 others in favor of the Normal Art School. Referred to the committee on Education.

State Normal  
Art School.

## JOURNAL OF THE HOUSE,

**Poll tax qualification.**

By Mr. Frizzell of Boston, petition of the mayor of Boston for such an amendment of the State Constitution that persons otherwise qualified may vote without the previous payment of any poll or other tax. Referred to the committee on Election Laws.

**Payments of wages.**

By Mr. Sullivan of Lawrence, petition of the mayor and board of aldermen of Lawrence for legislation requiring corporations to make more frequent payments to wage-laborers in their employment.

**Weekly payments of wages.**

By the same gentleman, petition of W. C. Worthen and others for legislation concerning the weekly payments of wages in industrial institutions.

Severally referred to the committee on Labor.

**Liquor licensees, — local option.**

By Mr. Denham of New Bedford, petition of Henry C. Kelly and 49 others for repeal of section 5, chapter 100 of the Public Statutes, so far as the same relates to cities and towns voting on the license and sale of intoxicating liquors. Referred to the committee on the Liquor Law.

**Rousing-bells.**

By Mr. Gove of Boston, petitions of Edward Murray and 83 others of Boston, and of J. Hendry and 65 others of Boston; by Mr. Weston of Newton, petitions of J. Farwell, Jr., and 25 others of Newton; of John Grant and 84 others, and of F. F. Holmes and 115 others of Newton; by Mr. Eastman of Boston, petitions of L. Leonard and 34 others of Boston; of James W. Dickie and 107 others of Boston, and of Annie Finn and 118 others of Boston; by Mr. Learnard of Boston, petitions of Henry Everton and 41 others of Boston, and of Benjamin Haigh and 96 others of Boston; by Mr. Robinson of New Bedford, petition of Henry A. Whitten and 482 others of New Bedford; and by Mr. Entwistle of Framingham, petitions of Thomas D. Beck and 484 others, — severally for a law authorizing manufacturers to ring rousing-bells at such hours as municipal officers shall designate.

Severally referred to the committee on Manufactures.

**Meigs elevated railroad.**

By Mr. Craig of Walpole, petition of Joe. V. Meigs for an act of incorporation for an elevated street railway company. Referred to the committee on Street Railways.

**Woman suffrage.**

By Mr. Hunt of Boston, petition of Mrs. E. A. Todd and others for woman suffrage. Referred to the committee on Woman Suffrage.

Severally sent up for concurrence.

By Mr. Howland of Plymouth, petition of the select-<sup>Plymouth.</sup> men of the town of Plymouth for the repeal of chapter 63 of the Acts of the year 1809, relative to choosing a board of health, and for removing nuisances in said town.

By Mr. Parker of Lynn, petition of George E. Brown <sup>Sale of jewelry.</sup> and others for the removal of the restriction on the sale of jewelry by holders of soldiers' licenses.

Severally referred to the committee on the Judiciary.

By Mr. Hopkins of Millbury, petition of Lucy Stone <sup>Married women.</sup> and others for legislation giving further protection to married women. Referred to the committee on Probate and Chancery.

*Orders.*

On motion of Mr. Potter of Worcester, —

*Ordered*, That the committee on Parishes and Religious Societies consider the expediency of amending section 35 of chapter 2 of the Public Statutes, so that the annual election sermon shall be preached in the hall of the House of Representatives. <sup>Election sermon.</sup>

On motion of Mr. Gove of Boston, —

*Ordered*, That the committee on Taxation consider the <sup>Taxation of corporations.</sup> expediency of repealing section 45 of chapter 13 of the Public Statutes, relating to the taxation of certain corporations.

On motion of Mr. Coombs of Newburyport, —

*Ordered*, That the Clerks of the two branches be directed to publish Rule No. 12 of the Joint Rules, for the information of the public, twice each in ten daily newspapers published in this State. <sup>Publication of Joint Rule 12.</sup>

Severally sent up for concurrence.

On motion of Mr. Smith of Everett, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending section 74 of chapter 27 of the Public Statutes, in relation to the election of road commissioners by towns, by striking out the word "thereafter," in the last line of said section, and inserting in the place thereof the words, "held after five years from the date of such acceptance," and by adding at the end of said section the words, "provided, however, that such revocation and abolition shall not affect the term of office of road commissioners previously chosen, but shall take effect at the expiration of the longest of such terms," <sup>Road commissioners.</sup>

## JOURNAL OF THE HOUSE,

and such town shall in the meantime continue to elect annually one member of said board to serve until such abolition takes effect."

*Town meeting warrants.*

On motion of Mr. Bugbee of Southbridge, —

*Ordered*, That the committee on the Judiciary consider the expediency of so amending section 54, chapter 27 of the Public Statutes as to provide for further returns upon warrants for town meetings, in case of the neglect or failure of the constable serving the same to make a proper return of such service.

*Sale of real estate by cities and towns for non-payment of taxes.*

On motion of Mr. Lincoln of Somerville, —

*Ordered*, That the committee on the Judiciary consider the expediency of so amending section 58 of chapter 12 of the Public Statutes as will make the sale therein mentioned permissive instead of obligatory upon the part of cities and towns, or such an amendment thereof as will confer upon towns and cities the same rights under such sale as under other sales of real estate for the non-payment of taxes.

*Franklin County District Court.*

On motion of Mr. Aiken of Greenfield, —

*Ordered*, That the committee on the Judiciary consider the expediency of establishing a district court for the county of Franklin, or for a part thereof.

*Printing names of persons changed.*

On motion of Mr. Kimball of Chelsea, —

*Ordered*, That the committee on Probate and Chancery consider the expediency of printing the names of persons changed by the General Court and the probate courts, with an index of the said names.

*Election sermon.*

The order offered yesterday by Mr. Randall of Boston, relative to the delivery of the election sermon for the year 1884, in the hall of the House of Representatives, and laid over at the request of Mr. Williams of Foxborough, was, on motion of Mr. Randall, referred to the committee on Parishes and Religious Societies and sent up for concurrence.

*Saturday sessions.*

The order offered yesterday by Mr. Stockbridge of Amherst, and laid over, relative to Saturday sessions, was considered, and, after debate, was, on motion of Mr. Reade of Boston, indefinitely postponed.

*Taken from the Files.*

*Acushnet fisheries.*

On motion of Mr. Dunham of Fairhaven, the petition of the selectmen of Acushnet for legislation giving to said

town full control of the herring and shad fisheries in said town, was taken from the files of last year, referred to the committee on the Fisheries and sent up for concurrence.

On motion of Mr. Freeman of Nantucket, the petition of George K. Long and others for the establishment of a police court for Nantucket, was taken from the files of last year and referred to the committee on the Judiciary.

Nantucket  
police court.

*Laid on the Table.*

In response to an order of the House adopted yesterday, a communication was received from the Secretary of the Commonwealth transmitting the abstract of the returns from the several cities and towns, showing the number of licenses issued for the sale of intoxicating liquors, the amounts received therefor, and the number of licenses revoked during the year, with a statement of the vote upon the question of granting licenses. (House, No. 24.)

Laid on the table and ordered to be printed.

Returns of  
votes for liquor  
licensees, etc.

*Papers from the Senate.*

The following papers were severally referred, in concurrence: —

Petition of John C. Leighton, clerk of the Municipal Court of Boston, criminal session, for an increase of salary. To the joint committee on the Judiciary.

Salary of clerk  
of Boston  
Municipal Crim-  
inal Court.

Petition of the mayor of Boston for the passage of a law defining the powers of a city council, or of either branch thereof, in matters now governed only by parliamentary law. To the committee on Cities.

Boston city  
council.

Petition of the Massachusetts Temperance Alliance for an amendment to the Constitution prohibiting the manufacture and sale of intoxicating liquors as a beverage. To the committee on the Liquor Law.

Intoxicating  
liquors, etc.

Petition of the Bay State Telephone Company for authority to increase its capital stock. To the committee on Mercantile Affairs.

Bay State  
Telephone Co.

Annual Report of the Commissioners of Prisons in relation to county prisons. To the committee on Prisons.

County prisons.

Petition of the Massachusetts Homeopathic Medical Society for a law requiring all persons practising medicine to keep posted in their offices certificates stating length of

Doctors' certifi-  
cates.

time of study, practice, etc. To the committee on Public Health.

*Reports of Committees.*

Franklin Pease,  
—Fourth  
Franklin Repre-  
sentative  
District.

By Mr. Ernst of Boston, from the committee on Elections, leave to withdraw, on the petition of Franklin Pease for the seat as representative from the Fourth Franklin Representative District. (See House, No. 28.)

Lynn Aqueduct  
duct Company.

By Mr. Campbell of Boston, from the committee on Water Supply and Drainage, leave to withdraw, on the petition of the Lynn Aqueduct Company for an alteration of its charter.

Severally read and placed in the orders of the day for Monday.

By Mr. Pattee of Quincy, from the joint committee on the Judiciary, asking to be discharged from further consideration of the

County treasur-  
er of Worcester  
County.

Petition of Edward A. Brown of Worcester for an increase of the salary of the treasurer of the county of Worcester; and the

County treas-  
urer of Essex  
County.

Petition of E. K. Jenkins, treasurer of Essex County, for increase of salary;

And recommending that they severally be referred to the committee on Expenditures.

Severally read and accepted, and sent up for concurrence.

Probate appeals.

By Mr. Hopkins of Milbury, from the committee on Probate and Chancery, on an order, a Bill providing for the allowance of amendments of reasons of appeal in cases in probate courts.

Home for Aged  
Females in  
Worcester.

By Mr. Potter of Worcester, from the committee on the Judiciary, on a petition, a Bill to amend the charter of the Home for Aged Females in the city of Worcester in relation to the bond of its treasurer.

Boston Produce  
Exchange.

By Mr. Nason of Boston, from the committee on Mercantile Affairs, on a petition, a Bill to amend "An Act to incorporate the Boston Produce Exchange."

Severally read and ordered to a second reading.

*Orders of the Day.*

Orders of the  
day.

The Bill to legalize the vote of the town of Holliston to pay a bounty to Peter McManamy, was read a second time and ordered to a third reading.

**Bills:**

Making appropriations for sundry charitable expenses ;  
To amend "An Act relative to the pensioning of mem-

bers of the police department of the city of Boston ;"

To authorize the Pilgrim Society to hold additional real  
and personal estate ; and

To amend "An Act to revise the charter of the city of  
Taunton ;"

Were severally read a third time, passed to be en-  
grossed, and sent up for concurrence.

At forty minutes past two o'clock adjourned.

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**MONDAY, Jan. 29, 1883.**

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Freeman of Nantucket, petition of Franklin Nickerson and others for a law for the protection of wild-fowl in Nantucket harbor ; also,

Wild-fowl in  
Nantucket  
Harbor.

Remonstrance of Asa W. Small and others against the same.

By Mr. Denham of New Bedford, petition of James Davis and others for legislation granting a bounty to incorporated poultry associations.

Bounty for  
incorporated  
poultry asso-  
ciations.

Severally referred to the committee on Agriculture.

By Mr. Wheeler of Boston, petition of J. B. Hagar and others of Boston, that said city be divided into aldermanic districts. Referred to the committee on Cities.

Boston alder-  
manic districts.

By Mr. Gaffney of Gloucester, petition of Stephen A. Perkins and others that draft money unjustly collected from them in 1863 be refunded to them.

Stephen A.  
Perkins.

By Mr. Belden of Williamstown, petition of Alfred M. Whipple for compensation for injuries received while crossing the tracks of the Troy & Greenfield Railroad.

Alfred M.  
Whipple.

Severally referred to the committee on Claims.

By Mr. Steere of Amesbury, petition of James G. Perkins and others for legislation extending the time for

Merrimack  
River fishing.

## JOURNAL OF THE HOUSE,

**fishing in the Merrimack River.** Referred to the committee on the Fisheries.

**Cider.**

By Mr. Belden of Williamstown, petition of Daniel J. Sweet and another for a law to regulate the sale of cider. Referred to the committee on the Liquor Law.

**Massachusetts Bible Society.**

By Mr. Butler of Belmont, petition of the Massachusetts Bible Society for leave to hold additional property. Referred to the committee on Parishes and Religious Societies.

**Pharmacy.**

By Mr. Ball of Worcester, petition of J. F. Lovering and others for a law to regulate the practice of pharmacy. Referred to the committee on Public Health.

**Transportation of fish on the Old Colony Railroad.**

By Mr. Linnell of Orleans, petition of James H. Newcomb and others for legislation establishing more reasonable rates for the transportation of fresh fish on the Old Colony Railroad. Referred to the committee on Railroads.

**Salt on street railway tracks.**

By Mr. Chester of Malden, petition of the Adams Express Company and others for legislation to prevent the use of salt, or any article of a decomposing nature, upon the tracks of street railroads. Referred to the committee on Street Railways.

**Boston water supply.**

By Mr. Wolcott of Boston, petition of the mayor of Boston for additional legislation to enable said city to preserve the purity of its water supply. Referred to the committee on Water Supply and Drainage.

**Rousing-bells.**

By Mr. Gilmartin of Lawrence, petition of C. G. Hudson and 184 others of Lawrence; by Mr. Craig of Walpole, petition of Franklin M. Gay and 120 others of Stoughton; by Mr. Varnum of Lowell, petition of Roswell Prescott and 449 others of Lowell; by Mr. Hopkins of Millbury, petition of G. H. Ladd and 174 others of Auburn; by Mr. Huntoon of Lowell, petition of Joel Knapp and 307 others; by Mr. Steere of Amesbury, petition of George P. Wilman and 267 others of Amesbury and Salisbury; by Mr. Welch of Blackstone, petition of M. J. Moriarty and 326 others of Blackstone; by Mr. Davis of Lawrence, petition of E. McCabe and 258 others of Lawrence; by Mr. Butterfield of Tyngsborough, petition of Edward E. Ripley and 298 others; and by Mr. Sexton of Lowell, petition of O. H. Perry and 539 others, — severally for a law authorizing manufacturers to ring

rousing-bells at such hours as municipal officers shall designate.

Severally referred to the committee on Manufactures.

By Mr. Bowker of Boston, petition of Abby W. May and 9 others of Boston; and by Mr. Baker of Lynn, petition of B. B. Elwell and 59 others of Lynn, — severally for woman suffrage. Woman suffrage.

Severally referred to the committee on Woman Suffrage.

Severally sent up for concurrence.

### *Orders.*

On motion of Mr. Moriarty of Worcester, —

*Ordered*, That the committee on Cities consider the expediency of amending the charter of the city of Worcester so that the city council of said city may have authority to fix the salary of the mayor at more than fifteen hundred dollars. Salary of mayor of Worcester.

On motion of Mr. Bowker of Boston, —

*Ordered*, That the committee on Election Laws consider the expediency of amending the laws so that no recount of votes shall be had except by a committee from the body to which the party may have been elected. Recount of votes.

On motion of Mr. Gove of Boston, —

*Ordered*, That the committee on Harbors and Public Lands consider the expediency of compelling all persons or corporations keeping a ferry, whose boats are propelled by steam, to have two pilots in the pilot-house whenever the ferry-boats are running or engaged in their trips. Pilots on ferry-boats.

Severally sent up for concurrence.

On motion of Mr. Gove of Boston, —

*Ordered*, That the committee on the Judiciary consider the expediency of limiting the time in which a jury shall be compelled to consider a case given them by the court. Juries.

On motion of Mr. Richardson of Salem, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending section 25 of chapter 26 of the Public Statutes, relating to fees attending the holding of inquests, by inserting after the words "the said fees," in the seventh line of said section, the words "and the fees of witnesses and officers at such inquests, which shall be the same as in criminal prosecutions before such jus-

Fees for attendance at inquests.

## JOURNAL OF THE HOUSE,

tices," and by inserting after the word "county," in the eighth line of said section, the words "by the treasurer thereof, to the persons entitled to receive the same."

On motion of Mr. Saville of Lexington, —

"Massachusetts  
Digest."

*Ordered*, That the committee on the Judiciary consider the expediency of authorizing the Secretary of the Commonwealth to furnish the cities and towns with copies of the last edition of the "Massachusetts Digest."

On motion of Mr. Leonard of Somerset, —

Partition of  
lands.

*Ordered*, That the committee on Probate and Chancery consider the expediency of so amending sections 47 and 55, chapter 178 of the Public Statutes, that the share or shares of the petitioner or petitioners, may be set off and assigned to him or them respectively, and the residue of the premises may remain for the person or persons entitled thereto, and subject, if more than one person is so entitled, to a future partition in the same manner as may now be done in the supreme judicial court.

On motion of Mr. Hartwell of Fitchburg, —

Bonds of  
administrators.

*Ordered*, That the committee on Probate and Chancery consider the expediency of providing by law that administrators may be exempt from giving a surety or sureties on their official bonds in certain cases.

On motion of Mr. Wolcott of Boston, —

Widow's right  
of interment in  
cemetery lot  
of deceased  
husband.

*Ordered*, That the committee on Probate and Chancery consider the expediency of so amending section 3 of chapter 82 of the Public Statutes as to give to the widow of a deceased proprietor of a cemetery lot the right of interment in such lot, in the absence of testamentary provision.

On motion of Mr. Eastman of Boston, —

Cephas B.  
Crane,  
preacher of  
election sermon.

*Ordered*, That the Clerk of the House be directed to notify Rev. Cephas B. Crane that he has been elected preacher of the annual election sermon for the year 1884.

*Taken from the Files.*

Charles River  
flats.—Charles  
River embank-  
ment.

On motion of Mr. Candage of Brookline, the petition of the mayor of Boston for an act granting to the city of Boston certain flats in the Charles River to facilitate the construction of the Charles River embankment, was taken from the files of last year, referred to the committee on Harbors and Public Lands, and sent up for concurrence.

*Report of State Librarian.*

The annual report of the librarian of the State Library was received, referred to the committee on the Library, and sent up for concurrence. State library.

*Laid on the Table.*

The annual report of the Deputy Tax Commissioner; and the Deputy tax commissioner's report.

Annual report of the Treasurer and Receiver-General; Were severally received, and were laid on the table to be printed. Report of Treasurer and Receiver General.

*Papers from the Senate.*

*Ordered*, In concurrence, that the joint committee on the Judiciary consider the expediency of amending section 58 of chapter 154 of the Public Statutes, so that the clerk of the municipal court (for the transaction of criminal business) of the city of Boston shall be allowed three hundred dollars additional for extra clerical assistance. Salary of clerk of Boston municipal criminal court.

*Ordered*, In concurrence, that the committee on Roads and Bridges be authorized to visit such places as they may deem necessary in the investigation of matters referred to them. Committee on Roads and Bridges authorized to visit.

The petition of Daniel Webster and 160 others of Methuen for legislation concerning the weekly payment of wages in all industrial institutions was referred, in concurrence, to the committee on Labor. Weekly payments of wages.

A report of the committee on Military Affairs, leave to withdraw, on the petition of Elisha W. Tillson and Almira K. Tillson for State aid, accepted by the Senate, was read and placed in the orders of the day for to-morrow. Elisha W. and Almira K. Tillson.

*Orders of the Day.*

The report of the committee on Water Supply and Drainage, leave to withdraw, on the petition of the Lynn Aqueduct Company for an alteration of its charter, was, on motion of Mr. Campbell of Boston, recommitted to the committee on Water Supply and Drainage. Orders of the day.

The report of the committee on Elections, leave to withdraw, on the petition of Franklin Pease for the seat as representative from the Fourth Franklin Representative District (House Doc. No. 28), was considered and accepted.

**Bills :**

Providing for the allowance of amendments of reasons of appeal in cases in probate courts;

To amend the charter of the Home for Aged Females in the city of Worcester in relation to the bond of its treasurer; and

To amend "An Act to incorporate the Boston Produce Exchange;"

Were severally read a second time, and ordered to a third reading.

The Bill to legalize the vote of the town of Holliston to pay a bounty to Peter McManamy was read a third time, amended on motion of Mr. Belden of Williamstown, passed to be engrossed and sent up for concurrence.

At five minutes before three o'clock adjourned.

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**TUESDAY, Jan. 30, 1883.**

Met according to adjournment.

Prayer was offered by the Chaplain.

*Health, Lunacy and Charity.*

**Report of Board  
of Health,  
Lunacy and  
Charity.**

A communication was received from His Excellency the Governor, transmitting the fourth annual report of the State Board of Health, Lunacy and Charity. Referred to the committee on Public Charitable Institutions, and sent up for concurrence.

*Petitions Presented.*

**English  
sparrows.**

By Mr. Dwinell of Winchester, petition of Sumner Richardson and others of Winchester for legislation for the protection of native birds and the extermination of English sparrows. Referred to the committee on Agriculture.

**Intoxicating  
liquors.**

By Mr. Winchester of Southborough, petition of Sylvester C. Fay and 70 others for repeal of the law licensing the sale of intoxicating liquors.

**Prohibitory  
liquor law.**

By Mr. Baker of Beverly, petitions of Mrs. Isabella Ward and 125 others of Woburn; and of Mrs. E. Hurd and others, — severally, that the questions of repealing the

present license law, and enacting a prohibitory law, may be submitted to the people.

Severally referred to the committee on the Liquor Law.

By Mr. Holley of Edgartown, petition of Benjamin C. Cromwell and others for legislation concerning the system of pilotage now in force in this State. Referred to the committee on Mercantile Affairs. <sup>Pilotage.</sup>

By Mr. Barker of Quincy, petition of W. L. Faxon <sup>Quincy Water Company.</sup> and others for an act of incorporation as the Quincy Water Company. Referred to the committee on Water Supply and Drainage.

By Mr. Nourse of Lancaster, petition of Eli Forbes and 738 others of Clinton; by Mr. Martin of Fall River, petition of John Wilkinson and 229 others of Fall River; by Mr. Searell of New Bedford, petition of Hiram H. Goff and 397 others of New Bedford; by Mr. Courtney of Lowell, petition of C. L. Simpson and 1,041 others of Lowell; by Mr. Dolan of Lawrence, petition of Frank A. Snell and 768 others of Lawrence; by Mr. Barnard of Taunton, petition of Charles Albro and 74 others; by Mr. Cable of Hyde Park, petition of J. G. Young, Jr., and 308 others of Hyde Park; by Mr. Rice of Northborough, petition of S. Gammell and 411 others of Northborough; by Mr. Butler of Belmont, petition of L. E. Goding and 44 others of Watertown; by Mr. Fisher of North Adams, petition of J. H. Edwards and 132 others of Pittsfield; by Mr. Bugbee of Southbridge, petition of Andrew Hall and 597 others of Southbridge; by Mr. Warner of Northampton, petition of Thomas Buffum and 258 others of Easthampton; by Mr. Stow of Fall River, petition of James Catlow and 438 others; by Mr. Sullivan of Lawrence, petition of Fred M. Libbey and 148 others of Lawrence; and by Mr. Cushman of Monson, petition of James Stott and 74 others of Monson,— severally for a law authorizing manufacturers to ring rousing-bells at such hours as municipal officers shall designate.

Severally referred to the committee on Manufactures.

Severally sent up for concurrence.

#### *Orders.*

On motion of Mr. Stow of Fall River,—

*Ordered*, That the committee on Election Laws consider the expediency of amending the Constitution so as <sup>Constitutional amendment, —  
elective franchise.</sup>

## JOURNAL OF THE HOUSE,

**to better secure the free and just exercise of the elective franchise.**

On motion of the same gentleman, —

**Employment of certain persons in manufacturing and other establishments.**

*Ordered*, That the committee on Labor consider the expediency of legislation to prevent the employment of women in certain condition, children under certain age, drunkards, insane persons, and persons having putrid, contagious or loathsome diseases, in manufacturing establishments, railroads, mines, quarries, or other establishments employing labor.

On motion of Mr. Dolan of Lawrence, —

**Organization of the militia.**

*Ordered*, That the committee on Military Affairs consider the expediency of so amending chapter 14 of the Public Statutes as to provide for the organization of the militia into a division and the election of a major-general to be placed in command.

On motion of Mr. Briggs of Sandwich, —

**Support of felons in lunatic hospitals.**

*Ordered*, That the committee on Public Charitable Institutions consider the expediency of so amending the laws that the support of persons charged with a felony, and State prison convicts committed to State lunatic hospitals, shall be at the charge of the Commonwealth.

On motion of Mr. Cable of Hyde Park, —

**Railroad cars at passenger stations.**

*Ordered*, That the committee on Railroads consider the expediency of legislation providing that no train of cars shall enter or pass a passenger station while another train is discharging or receiving passengers at the same station.

On motion of Mr. Joyner of Great Barrington, —

**Double taxation.**

*Ordered*, That the committee on Taxation consider the expediency of repealing so much of sections 13, 14, 15 and 16 of chapter 11 of the Public Statutes as provides for the assessment of the separate interests of a mortgagor and mortgagee of real estate, it being that portion of the statutes commonly known as the law for the prevention of double taxation.

On motion of Mr. Richardson of Salem, —

**Ibid.**

*Ordered*, That the committee on Taxation consider the expediency of such legislation as will tend to more nearly equalize the burdens of taxation.

On motion of Mr. Freeman of Chatham, —

**Taxation of vessels engaged**

*Ordered*, That the committee on Taxation consider the expediency of legislation to provide that ships and ves-

sels engaged in the foreign carrying trade, shall be exempt from taxation when owned by corporations, as fully as when owned by individuals. in the foreign carrying trade.

On motion of Mr. Douglas of Brockton, —

*Ordered*, That the committee on Taxation consider the expediency of repealing sections 65 and 66 of chapter 11 of the Public Statutes, authorizing towns and cities to allow discounts for the voluntary payment of taxes. Discount for voluntary payment of taxes.

Severally sent up for concurrence.

On motion of Mr. Hill of Haverhill, —

*Ordered*, That the committee on the Judiciary consider the expediency of legislation transferring the trial of capital cases to the superior court, and for the speedy trial of such cases. Trials of capital cases.

On motion of Mr. Kellogg of Sheffield, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending section 118 of chapter 102 of the Public Statutes, so as to authorize the mayor and aldermen of cities or selectmen of towns to license masked balls. Masked balls.

On motion of Mr. Boardman of Boston, —

*Ordered*, That the committee on the Judiciary consider the expediency of legislation enabling citizens of this Commonwealth to prosecute in its courts suits at law or in equity against foreign corporations which have a place of business or an agent within its limits, without being obliged to resort to foreign jurisdiction. Suits against foreign corporations.

On motion of Mr. O'Connell of Worcester, —

*Ordered*, That the committee on the Judiciary consider the expediency of providing by law that the district attorneys of the several counties within this Commonwealth be compelled to make up a trial-list of criminal cases each term, so that parties interested may have reasonable notice as to the time criminal cases are called for trial. Trial lists of criminal cases.

On motion of Mr. Hill of Haverhill, —

*Ordered*, That the committee on the Judiciary consider the expediency of providing for clerical assistance for the justices of the supreme judicial court, and for an appropriation therefor. Clerical assistance for supreme court judges.

*Introduced on Leave.*

By Mr. Cogswell of Salem, a Bill to prevent incompetent persons from conducting the business of apothecary. Pharmacy.

## JOURNAL OF THE HOUSE,

caries. Read, referred to the committee on Public Health, and sent up for concurrence.

*Taken from the Table.*

Report of attorney-general.

The annual report of the Attorney-General was, on motion of Mr. Cogswell of Salem, taken from the table and referred to the committee on the Judiciary.

*Papers from the Senate.*

Commercial fertilizers.

A Bill relating to the manner of issuing licenses to manufacturers or importers of commercial fertilizers, introduced on leave in the Senate, was read and referred, in concurrence, to the committee on Agriculture.

The following petitions were severally referred, in concurrence : —

Intoxicating liquors.

Petition of Bainbridge Hayward and others for an amendment to the Constitution prohibiting the manufacture and sale of intoxicating liquors as a beverage. To the committee on the Liquor Law.

Rousing-bells.

Petitions of Lorene Churchill and others; Isaac Fitts and others; L. A. Hill and others; Joseph Turner and others; Ira D. Cheney and others; Timothy Mahar and others; John Richardson and others; A. H. Chaffee and others; John Legg and others; Thomas Greenwood and others; Edward F. Smith and others; Albert Sweet and others; and W. W. Arnold and others, — severally for a law authorizing manufacturers to ring rousing-bells at such hours as municipal officers shall designate. Severally to the committee on Manufactures.

*Reports of Committees.*

Care of stolen property.

By Mr. Cogswell of Salem, from the committee on the Judiciary, leave to withdraw, on the petition of the Massachusetts Society for the Prevention of Cruelty to Animals, for such legislation as will provide for the detention and care of property found in the possession of persons arrested.

Marriages between certain relations.

By the same gentleman, from the same committee, leave to withdraw, on the petition of Alonzo Pomeroy and others for amendment of the law prohibiting marriages between certain relations.

Extra clerical assistance in probate courts.

By the same gentleman, from the same committee, inexpedient to legislate, on an order relative to amending

the law concerning compensation for extra clerical assistance in the probate courts.

Severally read and placed in the orders of the day for to-morrow.

By Mr. Denham of New Bedford, from the committee on Mercantile Affairs, on a petition, a Bill relating to the Ocean Terminal Railroad, Dock and Elevator Company.

Ocean Terminal  
Railroad Dock  
and Elevator  
Company.

By Mr. Campbell of Boston, from the committee on Water Supply and Drainage, on a petition (recommitted), a Bill relating to the Lynn Aqueduct Company.

Lynn Aqueduct  
Company.

Severally read and ordered to a second reading.

*Orders of the Day.*

The report of the committee on Military Affairs, leave to withdraw, on the petition of Elisha W. Tillson and Almira K. Tillson for State aid, was accepted, in concurrence.

Orders of the  
day.

Bills:

Providing for the allowance of amendments of reasons of appeal in cases in probate courts; and

To amend the charter of the Home for Aged Females in the city of Worcester in relation to the bond of its treasurer;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

At twenty minutes past two o'clock adjourned.

WEDNESDAY, Jan. 31, 1883.

Met according to adjournment.

Prayer was offered by the Rev. Mr. Dowse, Chaplain of the Senate.

*Petitions Presented.*

By Mr. Gilmartin of Lawrence, petition of John Abercrombie and others for legislation concerning the weekly payment of wages in industrial institutions.

Weekly pay-  
ments of wages.

By Mr. Hunt of Boston, petition of N. E. Chase and others for amendment of the building laws of the city of Boston.

Boston building  
laws.

Severally referred to the committee on Labor.

**Intoxicating  
liquors.**

By Mr. Chester of Malden, petition of E. A. Stevens, Jr., and 2,393 others; by Mr. Welch of Blackstone, petition of O. B. Seagrave and others; and by Mr. White of Weston, petition of George A. Oviatt and others, — severally for an amendment of the Constitution prohibiting the manufacture and sale of intoxicating liquors as a beverage.

**Prohibitory  
liquor law.**

By Mr. Stetson of Danvers, petition of John Hines and 112 others that the questions of repealing the present license law, and the enactment of a prohibitory law, may be submitted to the people.

Severally referred to the committee on the Liquor Law.

**Stoneham,—  
bounties.**

By Mr. Cowdrey of Stoneham, petition of Thomas H. Jones and 78 others of Stonham for an act to authorize said town to pay certain bounties. Referred to the committee on Military Affairs.

**Pharmacy.**

By Mr. Hill of Haverhill, petitions of Charles B. Emerson and others; and of John A. Douglass and others, — severally for a law to regulate the practice of pharmacy.

Severally referred to the committee on Public Health.

**C. C. Hine,—  
Tisbury bridge.**

By Mr. Holley of Edgartown, petition of C. C. Hine for authority to construct a causeway and bridge in Tisbury. Referred to the committee on Harbors and Public Lands.

**Taxation of cer-  
tain mortgaged  
real estate.**

By Mr. Clark of Northampton, petition of Almon S. Ludden and 6 others, praying for such amendment of existing law that the owner of real estate subject to mortgage may not be exempt from taxation if the mortgage is held by a literary institution, etc. Referred to the committee on Taxation.

**Wellesley water  
supply.**

By Mr. Putney of Wellesley, petition of H. H. Hunnewell and 49 others relative to a water supply for the town of Wellesley. Referred to the committee on Water Supply and Drainage.

**Rousing-bells.**

By Mr. Dolan of Lawrence, petition of E. A. Vining and 1,260 others of Lowell; by Mr. Bates of Sturbridge, petition of George Brooks and 544 others of Leicester; by Mr. Davenport of Fall River, petition of Luke Thornton and 582 others; by Mr. Welch of Blackstone, petition of Nelson Whiting and 273 others of Uxbridge; by Mr. Tilly of Granby, petition of William Kennedy and 33 others of Ware; by Mr. Denham of New Bedford,

petition of Samuel E. Bentley and 160 others; by Mr. Cogswell of Salem, petition of Charles C. Briggs and 791 others; by Mr. Starbird of Lowell, petition of D. S. Field and 350 others; by Mr. Foley of Fall River, petition of John Judge and 226 others; by Mr. Gordon of New Bedford, petition of A. K. Dennison and 232 others; by Mr. Stebbins of Springfield, petition of James Harries and 472 others of Thorndike,— severally for a law authorizing manufacturers to ring rousing-bells at such hours as municipal officers shall designate.

Severally referred to the committee on Manufactures.

Severally sent up for concurrence.

### *Orders.*

On motion of Mr. Eastman of Boston,—

*Ordered*, That the committee on Cities consider the expediency of legislation in regard to the election of the members of the school board, and of the common council of the city of Boston.

Boston School  
board,—Boston  
city council.

On motion of the same gentleman,—

*Ordered*, That the committee on Expenditures consider the expediency of legislation in regard to the compensation of the members of the Legislature.

Compensation  
of members of  
the legislature.

On motion of Mr. Chester of Malden,—

*Ordered*, That the committee on Federal Relations consider the expediency of instructing our Senators and requesting our Representatives in Congress to do what they can to secure the passage of the Senate French Spoliation Bill during the present session.

French spolia-  
tion bill.

On motion of Mr. Cogswell of Salem,—

*Ordered*, That the committee on Railroads consider the expediency of legislation to prohibit railroad corporations in this Commonwealth from charging excessive, exorbitant and unusual rates to passengers who have not provided themselves with tickets.

Passenger fares  
on railroads.

On motion of Mr. Frizzell of Boston,—

*Ordered*, That the committee on Street Railways consider the expediency of compelling horse railroad companies to keep closed, by gates or other means, the forward platform of their cars during travel.

Closed plat-  
forms on horse  
cars.

Severally sent up for concurrence.

On motion of Mr. Hartwell of Fitchburg,—

*Ordered*, That the committee on Probate and Chancery

Fees of assessors, arbitrators, &c.

consider the expediency of providing by law that the supreme judicial court and the superior court shall award reasonable compensation to assessors, referees, arbitrators and special masters appointed under an order or decree of such courts, or by any justice thereof, to hear any cause, action or subject referred to them in law or equity, and that such compensation shall be paid by the county in which such actions or causes are pending.

*Laid on the Table.*

Gas inspector's report.

The annual report of the State Inspector of Gas was received, laid on the table and ordered to be printed.

*Member Qualified.*

John H. Wright qualified as a member.

Mr. John H. Wright of Holyoke, the member elected to fill the vacancy in the Eighth Hampden Representative District, being present and ready to be qualified, Mr. Baker of Beverly was appointed a committee to conduct him to the Council Chamber, and, Mr. Wright having been qualified, report was made accordingly.

The Speaker appointed Mr. Wright on the committee on Street Railways.

*Bill Enacted.*

Bill enacted.

An engrossed Bill to amend "An Act to revise the charter of the city of Newton" (which originated in the House) was passed to be enacted, signed and sent to the Senate.

*Papers from the Senate.*

Separate ballots at elections.

Ordered, In concurrence, that the committee on Election Laws consider the expediency of providing by law that candidates for United States officers, for State officers, and for county officers shall be voted for upon separate ballots to be deposited in separate boxes.

Domicile of tax-payers.

Ordered, In concurrence, that the committee on Taxation consider the expediency of legislation fixing the domicile of tax-payers.

The following petitions were severally referred, in concurrence: —

Salaries of justice and clerk of Somerville police court.

Petition of the justice and clerk of the Somerville police court for increase of salaries. To the joint committee on the Judiciary.

Petitions of Edwin Cheney and others; and of Pamelia Blunt and others,— severally for an amendment to the Constitution, prohibiting the manufacture and sale of intoxicating liquors as a beverage.

Intoxicating  
liquors.

Petition of Mary O. Stevens and others that the questions of the repeal of the present license law and the enactment of a prohibitory law be submitted to the people.

Prohibitory  
liquor law.

Severally to the committee on the Liquor Law.

Petition of the Massachusetts Society for the Prevention of Cruelty to Animals for such legislation as will prevent bringing into this Commonwealth, for slaughter, calves too young to eat hay; also for a law to prevent the bleeding of calves before they are slaughtered. To the committee on Public Health.

Young calves  
intended for  
slaughter.

Petition of the Somerville Horse Railroad Company, Middlesex Railroad Company, Union Railway Company and Cambridge Railroad Company, asking that certain contracts and agreements made between them be ratified and confirmed. To the committee on Street Railways.

Somerville,  
Middlesex,  
Union and Cam-  
bridge Street  
Railway Cos.

A report of the committee on Cities, inexpedient to legislate, on an order relative to providing by law that certain portions of Washington and Tremont streets, in the city of Boston, may be reserved for the use of horse-cars and light vehicles, accepted by the Senate, was read and placed in the orders of the day for to-morrow.

Washington  
and Tremont  
Street in Bos-  
ton.

#### *Reports of Committees.*

By Mr. Ernst of Boston, from the committee on Elections, leave to withdraw, on the petition of Francis A. Hobart of Braintree for the seat now held by Alva S. Morrison as representative for the Sixth Norfolk Representative District.

F. A. Hobart,—  
6th Norfolk  
Rep. District.

By Mr. Carr of Ashby, from the committee on Military Affairs, leave to withdraw, on the petition of Valentine Bradshaw for State aid.

Valentine Brad-  
shaw.

By Mr. Martin of Fall River, from the committee on Printing, inexpedient to legislate, on an order relative to instructing the Clerks of the Senate and House to prepare a book, for the use of the Legislature, containing the names of the members, a statement of the several committees and the rules and joint rules of the Senate and House.

Book for use of  
members con-  
taining lists of  
committees, &c.

Severally read and placed in the orders of the day for to-morrow.

**Regulation of  
fisheries by  
town officers.**

By Mr. Coombs of Newburyport, from the committee on the Fisheries, asking to be discharged from further consideration of the petition of Chester W. Humphrey and others for amendment of section 68 of chapter 91 of the Public Statutes, relative to the regulating of certain fisheries by town officers, and recommending its reference to the committee on the Judiciary. Read and accepted, and sent up for concurrence in the discharge of the committee.

**Mass. Char.  
Eye and Ear  
Infirmary.**

By Mr. Wolcott of Boston, from the committee on Public Charitable Institutions, on a petition, a Resolve in favor of the Massachusetts Charitable Eye and Ear Infirmary.

**Taunton Lu-  
natic Hospital.**

By Mr. Chester of Malden, from the same committee, on the report of the trustees, a Resolve in favor of the State Lunatic Hospital at Taunton.

**Pepperell.**

By Mr. Clark of Northampton, from the committee on Claims, on a petition (taken from the files), a Resolve in favor of the overseers of the poor of Pepperell.

Severally read and referred, under the rule, to the committee on Finance.

**Union Safe  
Deposit Vaults.**

By Mr. Clark of Boston, from the committee on Mercantile Affairs, on a petition, a Bill to incorporate the Union Safe Deposit Vaults.

**Meetings of  
county commis-  
sioners.**

By Mr. Bixby of Adams, from the committee on the Judiciary, on an order, a Bill to authorize clerks and assistant clerks of courts to adjourn meetings of the county commissioners.

Severally read and ordered to a second reading.

#### *Orders of the Day.*

The Bill to amend "An Act to incorporate the Boston Produce Exchange" was read a third time, amended as recommended by the committee on Bills in the Third Reading, by substituting therefor a "Bill enabling the Boston Produce Exchange to assist the widows, orphans or other relatives of, or any persons dependent upon its deceased members," and was passed to be engrossed as amended, and sent up for concurrence.

The report of the committee on the Judiciary, leave to withdraw, on the petition of the Massachusetts Society for the Prevention of Cruelty to Animals for such legislation

as will provide for the detention and care of property found in the possession of persons arrested, was, on motion of Mr. Kimball of Chelsea, postponed for further consideration until next Tuesday.

Reports :

Of the committee on the Judiciary, leave to withdraw, on the petition of Alonzo Pomeroy and others for amendment of the law prohibiting marriages between certain relations ; and

Of the same committee, inexpedient to legislate, on an order relative to amending the law concerning compensation for extra clerical assistance in the probate courts ;

Were severally accepted.

The Bill relating to the Ocean Terminal Railroad, Dock and Elevator Company was read a second time and ordered to a third reading.

The Bill relating to the Lynn Aqueduct Company was read a second time, and, pending the question on ordering to a third reading, and pending an amendment moved by Mr. Melden of Lynn, it was, on motion of Mr. Glines of Somerville, recommitted to the committee on Water Supply and Drainage.

At three o'clock adjourned.

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THURSDAY, Feb. 1, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Olmsted of Springfield, petition of the mayor of Springfield for an amendment of the charter of said city. Referred to the committee on Cities.

By Mr. Eastman of Boston, petition of Blanchard, Fuller & Company, for repayment to them of money overpaid by them for convicts employed under contract.

By Mr. Foster of Medford, petition of Rand, Avery & Company, regarding certain balances due them under their contract for State printing.

Severally referred to the committee on Claims.

Intoxicating  
liquors.

By Mr. Starbird of Lowell, petition of James G. Buttrick and 220 others; by Mr. Howland of Rockland, petition of R. J. Lane and 351 others; and by Mr. Bugbee of Southbridge, petition of George L. Green and 239 others; by Mr. Jefts of Hudson, petition of Andrew Carter and others; and by Mr. Eames of Wilmington, petition of Henry G. Kittredge and 875 others, — severally for an amendment of the Constitution prohibiting the manufacture and sale of alcoholic liquors as a beverage.

Severally referred to the committee on the Liquor Law.

## Rousing-bells.

By Mr. Gimlich of Pittsfield, petition of John T. Rawdon and others; by Mr. Rice of Northborough, petition of John Ryan and others; by Mr. Olmsted of Springfield, petition of F. S. York and others of Neponset; by Mr. Higginbottom of Holyoke, petition of I. B. Lowell and others of West Springfield; by Mr. Barnard of Taunton, petition of Joseph T. Ridley and others; by Mr. Bush of West Brookfield, petition of James Collins and others of Warren; by Mr. Smith of Andover, petition of Geo. E. Hathorn and others of North Andover; by Mr. Jefts of Hudson, petition of John Hughes and others of Stow; by Mr. Ambrose of West Newbury, petition of G. J. Smith and others of Holden; by Mr. Bates of Webster, petition of Henry Renaud and others of Webster; and by Mr. Smith of Leominster, petition of Edmund C. Forbes and others of Boylston, — severally for a law authorizing manufacturers to ring rousing-bells at such hours as municipal officers shall designate.

Severally referred to the committee on Manufactures.

Broad-rimmed  
wheels.

By Mr. Stetson of Lakeville, petition of John H. Nelson and others, for legislation concerning broad-rimmed wheels. Referred to the committee on Roads and Bridges.

Westfield  
water bonds.

By Mr. Leonard of Agawam, petition of the selectmen of Westfield for authority for said town to issue new water bonds. Referred to the committee on Water Supply and Drainage.

Severally sent up for concurrence.

*Orders.*

On motion of Mr. Smith of Leominster,—

Savings-bank in-  
vestments.

*Ordered*, That the committee on Banks and Banking

consider the expediency of amending chapter 224 of the acts of the year 1882 so that savings banks may invest or hold as collateral security five per cent. of their deposits in the stock of any one bank or banking association, and to limit their investment in bank stock to twenty-five per cent. of their deposits.

On motion of Mr. Lincoln of Somerville, —

*Ordered*, That the committee on Expenditures consider the expediency of fixing the salary of the third clerk of the Secretary of the Commonwealth at thirteen hundred dollars.

Salary of the  
third clerk in  
the secretary's  
department.

On motion of Mr. Cogswell of Salem, —

*Ordered*, That the committee on the State House consider the expediency of providing some better means of lighting the hall of the House of Representatives, or any other portion of the State House not now sufficiently well lighted.

Lighting the  
representatives'  
chamber.

On motion of Mr. Willson of Salem, —

*Ordered*, That the committee on Woman Suffrage consider the expediency of providing for the registration of all the women of this Commonwealth twenty-one years of age or over, not paupers, and of causing a vote of this class of citizens to be taken, in such manner as the Legislature may determine, upon the question of abolishing the sex qualification as a condition of the right of suffrage; thus providing for more intelligent action upon this question by a future Legislature of the State.

Registration of  
women, —  
woman suf-  
frage.

Severally sent up for concurrence.

On motion of Mr. Eastman of Boston, —

*Ordered*, That the committee on Leave of Absence consider the expediency of legislation in regard to the avoidance of absenteeism.

Absenteeism.

On motion of Mr. Sprague of Boston, —

*Ordered*, That the committee on the Judiciary consider the expediency of legislation for the better protection from fire of persons in theatres during theatrical performances.

Protection from  
fire in theatres.

On motion of the same gentleman, —

*Ordered*, That the committee on the Judiciary consider the expediency of making provision for the appointment of a fire marshal in the city of Boston.

Fire marshal in  
Boston.

**Bonds of railroad companies.**

On motion of Mr. Pattee of Quincy, —

*Ordered*, That the committee on the Judiciary consider the expediency of further legislation relative to the approval of bonds of railroad companies.

**Water supply for towns and cities.**

*Introduced on Leave.*

By Mr. Clark of Boston, a Bill authorizing towns and cities to contract to supply water. Read, referred to the committee on Water Supply and Drainage, and sent up for concurrence.

**Justices of the supreme judicial and superior courts.**

By Mr. Craig of Walpole, a Bill in relation to the resignation and retirement of justices of the supreme judicial and superior courts with continuance of salary during life. Read and referred to the committee on the Judiciary.

**Accounts of county treasurers.**

*County Treasurers.*

A communication was received from the Secretary of the Commonwealth transmitting the statements of the accounts of the several county treasurers for the year 1882. Referred to the committee on Banks and Banking, and sent up for concurrence.

**Estimates of taxes.**

*County Estimates.*

A communication was received from the Secretary of the Commonwealth transmitting the estimates of taxes for the present year received from the several counties. Referred to the committee on County Estimates.

**Liquor licenses.**

*Papers from the Senate.*

A Bill in relation to the time of filing applications and granting licenses to sell spirituous and intoxicating liquors, introduced on leave in the Senate, was read and referred, in concurrence, to the committee on the Liquor Law.

**Beet sugar bounty.**

The following petitions were severally referred, in concurrence : —

Petition of E. B. Lynde and others for legislation authorizing a bounty for the raising of beets and sorghum to be used in the manufacture of sugar. To the committee on Agriculture.

**Marion shell-fish.**

Petition of the selectmen of Marion for a law prohibiting dredging for shell-fish in certain locations in the tide-water of Marion. To the committee on the Fisheries.

Petition of Henry T. Hussey and others for an amendment to the Constitution prohibiting the manufacture and sale of intoxicating liquors as a beverage. To the committee on the Liquor Law.

Intoxicating  
Liquors.

The following order was laid over at the request of Mr. Baker of Beverly: —

*Ordered*, That the committee on Printing consider the expediency of printing 500 copies of a sermon preached by Rev. Thomas Shepard before the General Court of the Massachusetts Colony in the year 1638.

Sermon  
preached by  
Rev. Thomas  
Shepard in 1638.

#### *Reports of Committees.*

By Mr. Weston of Newton, from the committee on Claims, leave to withdraw, on the petition of Samuel Hillman for an additional allowance from the State.

Samuel Hill-  
man.

By Mr. Aldrich of Marlborough, from the committee on the Judiciary, inexpedient to legislate, on an order relative to the time of entering appeals from judgments in civil cases of municipal, police and district courts and trial justices.

Appeals from  
judgments in  
civil cases.

By Mr. Cronin of Boston, from the same committee, inexpedient to legislate on an order relative to allowing auctioneers of other States to make sales of property in this State.

Severally read and placed in the orders of the day for to-morrow.

#### *Orders of the Day.*

The report of the committee on Elections, leave to withdraw, on the petition of Francis A. Hobart of Braintree for the seat now held by Alva S. Morrison was accepted.

Orders of the  
day.

The report of the committee on Military Affairs, leave to withdraw, on the petition of Valentine Bradshaw for State aid, was accepted and sent up for concurrence.

The report of the committee on Cities, inexpedient to legislate, on an order relative to providing by law that certain portions of Washington and Tremont streets, in the city of Boston, may be reserved for the use of horse-cars and light vehicles was accepted, in concurrence.

The report of the committee on Printing, inexpedient to legislate, on an order relative to instructing the Clerks of the Senate and House to prepare a book for the use of

## JOURNAL OF THE HOUSE,

the Legislature was considered, and pending an amendment moved by Mr. Means of Boston to substitute for the report the order on which the report was based, it was, on motion of Mr. E. P. Butler of Boston, recommitted to the committee on Printing.

## Bills :

To authorize clerks and assistant clerks of courts to adjourn meetings of the county commissioners (amended on motion of Mr. Bixby of Adams) ; and

To incorporate the Union Safe Deposit Vaults ;

Were severally read a second time, and ordered to a third reading.

The Bill relating to the Ocean Terminal Railroad, Dock and Elevator Company was read a third time, passed to be engrossed and sent up for concurrence.

At forty minutes past two o'clock adjourned.

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FRIDAY, Feb. 2, 1883.

Met according to adjournment.

Prayer was offered by the Rev. Mr. Willson of Salem, a member of the House.

*Petitions Presented.*

**Massachusetts Hospital Life Insurance Company.**

By Mr. Wolcott of Boston, petition of the Massachusetts Hospital Life Insurance Company for amendment of its charter. Referred to the committee on Banks and Banking.

**Boston aldermanic districts.**

By Mr. Means of Boston, petition of Theodore Thaxter and others of Boston, that said city may be divided into aldermanic districts.

**Woburn charter.**

By Mr. Maguire of Woburn, petition of the selectmen and 10 others, citizens of Woburn, for a city charter.

Severally referred to the committee on Cities.

**Zeta Psi Fraternity of Williams College.**

By Mr. Belden of Williamstown, petition of the Zeta Psi Fraternity of Williams College for an act of incorporation. Referred to the committee on Education.

**Intoxicating liquors.**

By Mr. Williams of Foxborough, petition of Charles F. Adams and others; by Mr. Nourse of Lancaster, petition

of B. F. Wyman and others; by Mr. Leonard of Somerset, petition of Rev. E. E. Nobert and 452 others; by Mr. Richardson of Mendon, petition of George S. Ball and 201 others; by Mr. Harrub of Plympton, petition of Joseph Peckham and 276 others; by Mr. Bird of Natick, petition of F. N. Peloubet and 221 others; by Mr. Dwinell of Winchester, petition of Rev. Chas. R. Seymour and 726 others; by Mr. Miller of Pepperell, petition of S. P. Lawrence and 392 others; by Mr. Freeman of Nantucket, petition of Charles B. Swain and 96 others; and by Mr. Glines of Somerville, petition of J. T. Cummings and 397 others,—severally for amendment of the Constitution prohibiting the manufacture and sale of intoxicating liquors as a beverage.

Severally referred to the committee on the Liquor Law.

By Mr. Simpson of Newburyport, petition of E. F. Paige and others of Lowell; by Mr. Tilly of Granby; petition of E. N. Marshall and others of Ware; by Mr. Foley, petition of Jeremiah Mahoney and others of Chicopee; by Mr. Martin of Fall River, petition of William Bottomley and others; by Mr. Lawrence of Fitchburg, petition of Lathrop Armes and others; by Mr. Steere of Amesbury, petition of John B. Henry and others; and by Mr. Lord of Templeton, petition of J. W. Cheney and others of Palmer,—severally for a law authorizing manufacturers to ring rousing-bells at such hours as municipal officers shall designate.

Severally referred to the committee on Manufactures.

By Mr. Shaw of Rockport, petition of John J. Giles and others for legislation concerning pilotage. <sup>Pilotage.</sup> Referred to the committee on Mercantile Affairs.

By Mr. Stetson of Lakeville, petition of William O. Snow and others for legislation concerning broad-rimmed wheels. <sup>Broad-rimmed wheels.</sup> Referred to the committee on Roads and Bridges.

By Mr. Saville of Lexington, remonstrance of the town of Lexington against granting to Boston and Cambridge leave to take the water of Shawsheen River. <sup>Shawsheen River.</sup> Referred to the committee on Water Supply and Drainage.

By Mr. Putney of Wellesley, petition of William La Croix and others; by Mr. Ernst of Boston, petition of Alice B. Crosby and others; and by Mr. Campbell of Boston, petition of Hugh Flood and others,—severally <sup>Woman suffrage.</sup>

## JOURNAL OF THE HOUSE,

for amendment of the law giving to women the right to vote for school committee.

**Woman suffrage.**

By Mr. Bowker of Boston, petition of Allen McDonald and others; by Mr. Chamberlain of Cambridge, petition of A. C. Payson and others; by Mr. Ernst of Boston, petition of W. J. Crosby and others; by Mr. Hall of Upton, petition of A. Skillings and others; by Mr. Campbell of Boston, petition of Silvanus Smith and others; by Mr. Bush of West Brookfield, memorial of the town of West Brookfield; and by Mr. Putney of Wellesley, petition of Alice L. Jones and others,— severally for woman suffrage.

Severally referred to the committee on Woman Suffrage.

Severally sent up for concurrence.

*Orders.*

On motion of Mr. Welch of Blackstone,—

**Assessors, — residence of tax-payers.**

*Ordered*, That the committee on the Election Laws consider the expediency of providing that assessors shall annually ascertain and enter upon the blank books furnished in accordance with section 52 of chapter 11 of the Public Statutes, the place of residence of each tax-payer, giving the street and number if possible.

On motion of the same gentleman,—

**Voting lists, — residence of voters.**

*Ordered*, That the committee on the Election Laws consider the expediency of amending section 20 of chapter 6 of the Public Statutes, by inserting the words “in cities” at the beginning of said section, so as to provide that the residence of voters shall not be required on voting lists except in cities.

On motion of Mr. Mellen of Worcester,—

**Trustees of state charitable and penal institutions.**

*Ordered*, That the committee on Public Charitable Institutions consider the expediency of legislation so that trustees of State charitable and penal institutions be ineligible for a second consecutive term of service.

On motion of the same gentleman,—

**Religious instruction in state institutions.**

*Ordered*, That the committee on Public Charitable Institutions consider the expediency of so amending section 9 of chapter 222 of the Public Statutes, that the inmates of our State institutions be not coerced into attending religious instruction obnoxious to their conscience.

Severally sent up for concurrence.

**On motion of Mr. Cushing of Cobasset,—**

*Ordered*, That the committee on the Judiciary consider the expediency of amending section 10 of chapter 154 of the Public Statutes, by striking out the last twelve words thereof, relative to trial justices of district courts.

Trial justices of  
district courts.

**On motion of Mr. Joyner of Great Barrington,—**

*Ordered*, That the committee on the Judiciary consider the expediency of providing a statutory penalty for breaking and entering a dwelling-house in the day or night time with intent to commit an offence other and less than a felony.

Breaking and  
entering.

**On motion of Mr. Sprague of Boston,—**

*Ordered*, That the committee on Probate and Chancery consider what action, if any, should be taken in relation to any ancient wills or other papers now deposited in the office of the secretary of the Commonwealth, which should be more properly deposited in the registry of probate or registry of deeds.

Ancient docu-  
ments in the  
secretary's de-  
partment.

#### *Reconsideration.*

On motion of Mr. Cogswell of Salem, the vote whereby the House yesterday adopted the order "that the committee on the Judiciary consider the expediency of further legislation as to the approval of bonds of railroad companies," was reconsidered, and on the recurring question of the adoption of the order it was amended on further motion of the same gentleman by substituting the words "committee on Railroads" for the words "committee on the Judiciary," and sent up for concurrence.

Bonds of rail-  
road companies.

#### *Papers from the Senate.*

*Ordered*, In concurrence, that the committee on Prisons consider the expediency of replacing the wooden ventilating flues and shafts in the reformatory prison for women at Sherborn with metal.

Ventilation of  
the reformatory  
prison for  
women.

*Ordered*, In concurrence, that the committee on Taxation consider the expediency of repealing or modifying the provisions of chapter 13, section 25, of the Public Statutes relating to the taxation of net values on policies of life insurance.

Taxation of net  
values on life  
insurance poli-  
cies.

*Ordered*, In concurrence, that the committee on Mercantile Affairs consider the expediency of amending or modifying the provisions of chapter 191 of the Public Statutes

Liens on build-  
ings.

in relation to liens for materials furnished and actually used in the erection, alteration, or repair of a building or structure upon real estate.

*State Prison at Concord.*

The following order,—

*Ordered*, That the committee on Prisons consider the expediency of repealing chapter 10 of the acts of the year 1878 [A]; also chapter 65 of the Resolves of the year 1881 [B],

Was adopted, in concurrence, with the following amendments:

At (A) insert the words "concerning the sewage at the State prison at Concord"; and

At (B) insert the words "relative to the ventilation and sewage of the State Prison."

Sent up for concurrence in the amendments.

*Stephen A. Perkins.*

A report of the committee on Claims, asking to be discharged from further consideration of the petition of Stephen A. Perkins and others, that draft money unjustly collected from them in 1863 be refunded to them, and recommending its reference to the committee on Military Affairs, accepted by the Senate, was read and accepted, in concurrence.

Bills:

*Spencer Water Company.*

To amend "An Act to incorporate the Spencer Water Company;"

To authorize the Boston and Colorado Smelting Company to increase its capital stock;

To revive the Newton Mills; and

To further amend "An Act to incorporate the Children's Home and Home for Aged Women in Roxbury;"

(Severally reported on petitions); and a

Resolve providing for the distribution of the abstract of the social and industrial statistics of the Commonwealth; (reported on a resolve, introduced on leave in the Senate);

Severally passed to be engrossed by the Senate, were severally read and ordered to a second reading.

*Boston building laws.*

The petition of N. E. Chase and others for amendment of the building laws of the city of Boston came down referred, in non-concurrence, to the committee on Cities, in which reference the House concurred.

*Woman suffrage.*

The following petitions were referred, in concurrence: Remonstrance of Mrs. Theodore Lyman against the

imposition of further political duties on women. To the committee on Woman Suffrage.

Petition of Troy & Greenfield Railroad Company for relief from payment of fine imposed for the killing of Henry B. Waterman on said road. To the committee on Claims.

Petition of John W. Kilpatrick and others for a law authorizing manufacturers to ring rousing-bells. To the committee on Manufactures.

Petition of David Cowell, clerk of First District Court of Plymouth, for increase of salary. To the joint committee on the Judiciary.

#### *Order.*

The Senate order, laid over from yesterday, relative to printing 500 copies of a sermon preached by Rev. Thomas Shepard before the General Court of the Massachusetts Colony in the year 1638, was rejected, and notice of its rejection was sent to the Senate.

Salary of clerk  
of First District  
court of Plym-  
outh.

Sermon  
preached by  
Rev. Thomas  
Shepard in 1638.

#### *Reports of Committees.*

By Mr. Holley of Edgartown, from the committee on the Fisheries, leave to withdraw, on the petition of Lawrence Ayres and others for amendment of section 59 of chapter 91 of the Public Statutes concerning the taking of smelts in certain waters.

By Mr. Freeman of Nantucket, from the same committee, leave to withdraw, on the petition of David Folger and others for a repeal of certain special laws relating to the Great Ponds of Nantucket.

Severally read and placed in the orders of the day for Monday.

By Mr. Coombs of Newburyport, from the same committee, on an order, a Bill relative to fishing in the Merrimack River.

Fishing in Mer-  
rimack River.

By Mr. Whitehill of Attleborough, from the committee on Parishes and Religious Societies, on a petition, a Bill to change the name of the Congregational Publishing Society.

Congregational  
Publishing So-  
ciety.

By Mr. Hildreth of Harvard, from the committee on Finance, that the Resolve in favor of the overseers of the

Pepperell.

poor of the town of Pepperell ought to pass in a new draft with the same title.

Severally read and ordered to a second reading.

**Massachusetts Charitable Eye and Ear Infirmary.**

By Mr. Belden of Williamstown, from the last named committee, that the Resolve in favor of the Massachusetts Charitable Eye and Ear Infirmary ought to pass. Placed in the orders of the day for Monday for a second reading.

**Termination of certain articles of the treaty of Washington.**

By Mr. Hutchinson of Chelsea, from the committee on Federal Relations, on an order, that the following resolution should be adopted : —

*Resolved*, That justice to the fishermen and the fishing interests of the country, which interests previous to the passage of the treaty of eighteen hundred and seventy-three were under the fostering care of the government, demand that articles eighteen to twenty-one, inclusive, of the treaty concluded between the United States and the government of Great Britain, on the eighth day of May, eighteen hundred and seventy-three, should be terminated at the earliest possible period.

*Resolved*, That a copy herewith be transmitted to each of our Senators and Representatives in Congress.

Read and placed in the orders of the day for Monday, the question being on its adoption.

#### *Orders of the Day.*

**Orders of the day.**

The report of the committee on Claims, leave to withdraw, on the petition of Samuel Hillman for an additional allowance from the State was accepted, and sent up for concurrence.

Reports of the committee on the Judiciary, inexpedient to legislate : —

On an order relative to the time of entering appeals from judgments in civil cases of municipal, police and district courts and trial justices ; and

On an order relative to allowing auctioneers of other States to make sales of property in this State ;

Were severally accepted.

The Bill to incorporate the Union Safe Deposit Vaults was read a third time, passed to be engrossed and sent up for concurrence.

At thirty-three minutes past three o'clock adjourned.

MONDAY, Feb. 5, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Hubbard of Franklin, petition of D. Thayer, Jr., and others, for a bounty on sorghum or sugar beets. Sugar beet bounty. Referred to the committee on Agriculture.

By Mr. Cronin of Boston, petition of Timothy Murphy for compensation for injuries received while employed by the State as a laborer at the Hoosac Tunnel. Timothy Murphy. Referred to the committee on Claims.

By Mr. Holbrook of Ashland, petition of L. H. Wakefield and 372 others for legislation to abolish the present system of convict labor. Convict labor. Referred to the committee on Labor.

By Mr. Lackey of Easton, petition of O. A. Ames and 103 others of Easton; by Mr. Holbrook of Ashland, petition of David Sherman and 105 others of Hopkinton; by Mr. Stebbins of Springfield, petition of A. B. Forbes and 341 others of Springfield; by Mr. Jacobs of Hingham, petition of Leonard Thompson and 292 others of Hingham; by Mr. Knox of Chester, petition of A. E. Todd and 212 others of Chester; by Mr. Parker of Ashburnham, petitions of Nathaniel B. Fisk and 134 others of Ashburnham, and of Charles L. Hunt and 519 others; by Mr. Stetson of Hanson, petition of Ebenezer Alden and 125 others; by Mr. Nourse of Lancaster, petition of C. M. Bowers and 544 others of Clinton; and by Mr. Hubbard of Franklin, petition of Rev. William M. Thayer and 709 others, — severally for an amendment of the Constitution prohibiting the manufacture and sale of intoxicating liquors as a beverage.

Severally referred to the committee on the Liquor Law.

By Mr. Hill of Haverhill, petition of Edward O. Brown and others of Lawrence for a law authorizing manufacturers to ring rousing-bells at such hours as municipal officers shall designate. Rousing-bells. Referred to the committee on Manufactures.

**Pilotage.**

By Mr. Coombs of Newburyport, petition of Charles E. Coker and 81 others for legislation concerning pilotage.

**National Tube Works Com-  
pany.**

By Mr. Wolcott of Boston, petition of the National Tube Works Company for authority to increase its capital stock.

Severally referred to the committee on Mercantile Affairs.

**James Flynn.**

By Mr. Cronin of Boston, petition of James Flynn for compensation for services rendered in 1861, as 4th Lieutenant of the Fourteenth Regiment. Referred to the committee on Military Affairs.

**Fall River nui-  
sance.**

By Mr. Stow of Fall River, petition of Colin Mackenzie and others for the abatement of a nuisance at the outlet of Watuppa Lakes, in Fall River. Referred to the committee on Public Health.

**Taxation of net  
values.**

By Mr. Nason of Boston, petitions of Thaddeus A. Baker and others; by Mr. Leighton of Boston, petition of Abbott Coffin and others; by Mr. Eastman of Boston, petition of Mason G. Parker and others; by Mr. Wolcott of Boston, petition of George H. Phelps and others; by Mr. Gove of Boston, petition of J. H. McFarland and others; by Mr. Clark of Boston, petition of J. B. Anthony and others; and by Mr. Sprague of Boston, petition of Joshua H. Lefavour and others,— severally for the repeal of section 25, chapter 13 of the Public Statutes, relative to the taxation of net values of life insurance policies.

Severally referred to the committee on Taxation.

**Woman suf-  
frage.**

By Mr. Kingsley of Cambridge, petition of Martha J. M. Pearson and others for woman suffrage. Referred to the committee on Woman Suffrage.

Severally sent up for concurrence.

**Orders.**

On motion of Mr. Ball of Worcester,—

**Electric wires.**

*Ordered*, That the committee on Mercantile Affairs consider the expediency of legislation to authorize persons or corporations to erect and maintain in the public highways lines of posts and wire for the purpose of lighting by electricity.

Sent up for concurrence.

**On motion of Mr. Potter of Worcester, —**

*Ordered*, That the committee on the Judiciary consider the expediency of amending section 14 of chapter 87 of the Public Statutes, relating to the commitment of insane persons, so that notice in the absence of the mayor of a city may be given to an alderman of such city. Commitment of insane persons.

**On motion of Mr. Howes of Cambridge, —**

*Ordered*, That the committee on the Judiciary consider the expediency of having all experts needed as witnesses in trials in the supreme judicial court or superior court, appointed by the court, and paid by the county such fees as the court shall allow. Experts as witnesses.

**On motion of Mr. Potter of Worcester, —**

*Ordered*, That the committee on the Judiciary consider the expediency of amending section 10 of chapter 99 of the Public Statutes, so that persons found present at any sport or game in a common gaming-house may be punished. Gaming.

**On motion of Mr. Boardman of Boston, —**

*Ordered*, That the committee on the Judiciary consider the expediency of legislation relative to the collection or enforcement of securities in which sinking funds of cities and towns are invested. Sinking funds of cities and towns.

**On motion of Mr. Potter of Worcester, —**

*Ordered*, That the committee on the Judiciary consider the expediency of amending section 20 of chapter 89 of the Public Statutes, relating to juvenile offenders, so that it will not be necessary in certain cases to give notice to the State board. Juvenile offenders.

**On motion of Mr. Aiken of Greenfield, —**

*Ordered*, That the committee on the Judiciary consider the expediency of so amending sections 12 and 15 of chapter 17 of the Public Statutes, that for the administration of criminal law the north-western district shall be divided into two districts, one for the county of Franklin, and one for the county of Hampshire. Division of the northwestern district.

**On motion of Mr. Hill of Haverhill, —**

*Ordered*, That the committee on Probate and Chancery consider the expediency of legislation requiring the district attorney, his assistant, or some other proper officer in each county, to investigate and appear in court in behalf of the Commonwealth in all cases of uncontested petitions for divorce. Uncontested petitions for divorce.

*Harbor and Land Commissioners.*

**Report of Harbor and Land Commissioners.**

The annual report of the harbor and land commissioners was received, referred to the committee on Harbors and Public Lands, and sent up for concurrence.

*Special Report of Auditor.*

**Special report of auditor.**

The special report of the auditor of expenditures of the several departments of the public service in excess of appropriations, was received, and was referred to the committee on Finance.

*Papers from the Senate.*

**Street railway companies.**

*Ordered*, In concurrence, that the committee on Street Railways consider the expediency of legislation providing that the provisions of sections 62 to 73, both inclusive, of chapter 112 of the Public Statutes, shall apply to street railway companies.

**Reports :**

**Board of Directors for Public Institutions of Boston.**

Of the committee on Cities, leave to withdraw, on the petition of Matthew Gately for the repeal or modification of the law establishing the Board of Directors for Public Institutions of the city of Boston; and

**Election day a legal holiday.**

Of the committee on Election Laws, inexpedient to legislate, on so much of the Governor's Address as relates to making the State election day a legal holiday;

Severally accepted by the Senate, were severally read and placed in the orders of the day for to-morrow.

**Bills :**

**Crimes against nature.**  
**Spectators in court-rooms.**

Relating to the crime against nature; and  
To authorize the exclusion of spectators from court-rooms during the trial of certain causes;

Severally passed to be engrossed by the Senate, were severally read and referred to the committee on the Judiciary.

**Rand, Avery & Co.**

The petition of Rand, Avery & Co., regarding a certain balance due them under their contract for State printing, came down, referred in non-concurrence to the committee on Printing, in which reference the House concurred.

**Westfield water bonds.**

The petition of the selectmen of Westfield for authority for said town to issue new water bonds, came down, referred in non-concurrence to the committee on Towns, in which reference the House concurred.

A petition of the Massachusetts Indian Association, to be heard in relation to the ill-treatment of Indian tribes in this country, was referred, in concurrence, to the committee on Federal Relations.

A remonstrance of Job A. Turner and others against the abolition of the Normal Art School, was referred, in concurrence, to the committee on Education.

The fourth annual report of the State Board of Health, Lunacy and Charity, was referred, in concurrence, as follows:—

So much thereof as relates to health. To the committee on Public Health; and

So much thereof as relates to lunacy and charity. To the committee on Public Charitable Institutions.

#### *Reports of Committees.*

By Mr. Ernst of Boston, from the committee on Elections, on a petition, a resolution declaring William W. Foster of Deerfield entitled to the seat as Representative from the Fourth Franklin Representative District. (See House Doc., No. 42.) [Mr. Rice of Northborough dissenting, and recommending as a substitute the adoption of an order directing the Speaker to issue a precept for an election to fill the vacancy in said district.] Read and placed in the orders of the day for to-morrow.

By Mr. Dolan of Lawrence, from the committee on Military Affairs, on a petition, a Resolve in favor of John Owens. Read, and referred, under the rule, to the committee on Finance.

#### *Orders of the Day.*

Reports of the committee on the Fisheries, leave to withdraw: Orders of the day.

On the petition of Lawrence Ayers and others for amendment of the Public Statutes concerning the taking of smelts in certain waters; and

On the petition of David Folger and others for a repeal of certain special laws relating to the Great Ponds of Nantucket;

Were severally accepted and sent up for concurrence.

#### Bills:

Relative to fishing in the Merrimack River;

To change the name of the Congregational Publishing Society;

## JOURNAL OF THE HOUSE,

To amend "An Act to incorporate the Spencer Water Company;"

To authorize the Boston and Colorado Smelting Company to increase its capital stock;

To revive the Newton Mills; and

To further amend "An Act to incorporate the Children's Home and Home for Aged Women in Roxbury;"

Were severally read a second time and ordered to a third reading.

**Resolves:**

In favor of the Massachusetts Charitable Eye and Ear Infirmary; and

In favor of the overseers of the poor of the town of Pepperell;

Were severally read a second time and ordered to a third reading.

The Resolution relative to the termination of certain articles of the Treaty of Washington was adopted and sent up for concurrence.

Subsequently, Mr. Ernst of Boston moved to reconsider the vote whereby the resolution was adopted, and the motion was placed first in the orders of the day for tomorrow.

The Resolve providing for the distribution of the abstract of the social and industrial statistics of the Commonwealth was read a second time, and, pending the question on ordering to a third reading, it was, on motion of Mr. Davenport of Fall River, referred to the committee on Finance.

At thirty-five minutes past two o'clock adjourned.

TUESDAY, Feb. 6, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

English sparrows.

By Mr. Martin of Milton, petition of James F. C. Hyde and others for legislation relative to the extermination of the English sparrow. Referred to the committee on Agriculture.

By Mr. Cronin of Boston, petition of the mayor of Boston for legislation enabling the citizens of Boston to elect city officers the same day that State officers are elected. Referred to the committee on Election Laws. Elections in Boston.

By Mr. Wiggins of Marblehead, petition of J. A. Knowlton and others for amendment of chapter 217 of the Acts of the year 1856 concerning beaches in the town of Swampscott. Referred to the committee on Harbors and Public Lands. Swampscott beaches.

By Mr. Baker of Beverly, petition of Josephine R. Stone and others for the immediate and unconditional repeal of the law licensing the sale of intoxicating liquor. Repeal of the liquor license law.

By Mr. Mason of Swansea, petition of Francis D. Sargent and others; and by Mr. Aldrich of Marlborough, petition of W. I. Burdett and 866 others,— severally for an amendment to the Constitution prohibiting the manufacture and sale of intoxicating liquors as a beverage. Intoxicating liquors.

Severally referred to the committee on the Liquor Law.

By Mr. Reade of Boston, petition of Mary A. Kelly Mary A. Kelly. for State aid.

By Mr. Dolan of Lawrence, petition of Adelia T. Jones Adelia T. Jones. for State aid.

Severally referred to the committee on Military Affairs.

By Mr. Marden of Lowell, petition of the trustees of the State almshouse at Tewksbury for an appropriation of \$4,000. Referred to the committee on Public Charitable Institutions. Tewksbury Almshouse.

By Mr. Sayward of Boston, petition of the mayor of Boston for such additional legislation as may be necessary for the better protection of life and property at railroad crossings. Referred to the committee on Railroads. Railroad crossings.

By Mr. Fernald of Boston, remonstrance of Abbott & Fernald and others of Boston against any legislation regulating the width of rims to wagon wheels. Referred to the committee on Roads and Bridges. Broad-rimmed wheels.

By Mr. Whiting of Boston, petition of J. Henry Taylor and others; by Mr. Robinson of New Bedford, petition of S. A. Tripp and others; and by Mr. Campbell of Boston, petition of J. S. Andrews and others,— severally for the repeal of section 25, chapter 13 of the Public Taxation of net values.

## JOURNAL OF THE HOUSE,

**Statutes, relative to the taxation of net values of life insurance policies.**

Severally referred to the committee on Taxation.

**Record commissioners.**

By Mr. Atherton of Wakefield, petition of Dean Dudley and others of Wakefield for legislation concerning the appointment of a record commissioner for the various cities and towns. Referred to the committee on Towns.

**Palmer Water Company.**

By Mr. Fuller of Ludlow, petition of James B. Shaw and others for an act of incorporation as the Palmer Water Company. Referred to the committee on Water Supply and Drainage.

**Woman suffrage.**

By Mr. Bush of West Brookfield, petition of Emily P. Walker and 24 others of North Brookfield for woman suffrage. Referred to the committee on Woman Suffrage.

Severally sent up for concurrence.

**Nantucket police court.**

By Mr. Freeman of Nantucket, remonstrance of Henry Paddock and others against the establishment of a police court for Nantucket.

**Trespassers on cultivated fields.**

By Mr. Whitehill of Attleborough, petition of H. K. W. Allen and others for legislation to protect cultivated fields from trespassers.

**Attleborough Water Supply District.**

By the same gentleman, petition of G. N. Crandall and others of Attleborough for an act ratifying and confirming the organization and acts of the Attleborough Water Supply District.

**School district No. 18 in Attleborough.**

By the same gentleman, petition of Shepard W. Carpenter and others of Attleborough, that certain acts of the school district No. 18, in said town, may be ratified and confirmed.

Severally referred to the committee on the Judiciary.

### Orders.

On motion of Mr. Clark of Northampton, —

**Savings banks investments.**

*Ordered*, That the committee on Banks and Banking consider the expediency of repealing in whole or in part chapter 224 of the Acts of the year 1882, the same being "An Act to limit the investments of Savings Banks and Institutions for Savings in the stock of Banks and Banking Associations."

On motion of Mr. Parker of Lynn, —

**American Exhibition of Foreign Products,**

*Ordered*, That the committee on Manufactures consider the expediency of some recognition by the Commonwealth

of the "American Exhibition of Foreign Products, Arts and Manufactures," to be holden in Boston during September, October and November of the current year. Arts and Manufactures.

On motion of Mr. Bowker of Boston, —

*Ordered*, That the committee on Public Health consider the expediency of amending the law relating to the State Board of Health, so that it shall be independent of any other board or commission. State Board of Health.

On motion of the same gentleman, —

*Ordered*, That the committee on Public Health consider the expediency of providing by law that an appeal may be had from the decisions of local boards of health to the State Board of Health, or to some other superior authority. Appeals from local boards of health.

On motion of Mr. Clark of Northampton, —

*Ordered*, That the committee on Taxation consider the expediency of amending or repealing so much of section 17 of chapter 13 of the Public Statutes, as fixes the limit of deduction from tax of savings banks. Limit of deduction from tax on savings banks.

On motion of Mr. Browne of Boston, —

*Ordered*, That the committee on Taxation consider the expediency of enacting a law that will exempt a portion of homesteads from taxation. Taxation of homesteads.

On motion of Mr. Potter of Rutland, —

*Ordered*, That the committee on Taxation consider the expediency of legislation exempting from taxation the homestead of every householder to the extent of eight hundred dollars. Ibid.

Severally sent up for concurrence.

On motion of Mr. Stockbridge of Amherst, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending or repealing chapter 227 of the Acts of the year 1882, it being "An Act to establish the district court of Hampshire." Hampshire district court.

On motion of Mr. Sprague of Boston, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending section 18 of chapter 169 of the Public Statutes relative to the competency of witnesses. Competency of witnesses.

*Resolution Presented.*

By Mr. Morse of Sharon, a Resolution relative to the National taxes. the reduction of the national taxes and the abolition of all

duties except for revenue. Read, referred to the committee on Federal Relations, and sent up for concurrence.

*Message from the Governor.*

**Harbor and  
shipping Inter-  
ests.**

The following message was received from His Excellency the Governor, and was read, and, on motion of Mr. Cogswell of Salem, was laid on the table and ordered to be printed: —

EXECUTIVE DEPARTMENT,  
BOSTON, Feb. 6, 1883.

*To the House of Representatives:*

My attention has been called by the Harbor Commission to a matter which seems to need legislation in order to protect our harbor and shipping.

We have, under our laws, wreckmasters; but their jurisdiction does not meet the evil, and so far there is no power in them, or jurisdiction or power given to the Harbor Commissioners to deal with the trouble, which is this:

A vessel comes into a harbor, and may, at its very mouth, or anywhere else in the channel, as has been done in many instances, become a wreck, and sink, especially from leakage. If neither the owner nor underwriters care to go to the trouble and expense of removing her, I am not aware of any provision of law by which he or they can be compelled to do so, except, possibly, by suit; by which suit compensation may be obtained: but that compensation affords no protection to the mariner who may run into the wreck in the night-time, or when in a fog.

I suggest, therefore, that this is a matter to be examined into by the legislature, and legislation enacted by which the Harbor Commissioners shall have the authority to remove such wreck or obstruction, after having given notice—and the notice should be a pretty summary one—to the owner or underwriters what to do; and the owner or underwriters should be forbidden to take anything from the vessel until they have given bond, to the satisfaction of the Harbor Commissioners, that they will raise her. The method generally adopted is to strip her of anchors, chains, sails and spars, which latter may serve as beacons, and then the sunken hulk is left in the channel to destroy still other vessels.

In case the vessel is not raised by the owners or underwriters, then the Harbor Commissioners should have the right to sell her to any person who will raise her, at their discretion, or to raise her themselves and sell her after being raised, to reimburse the expenses.

And if the amount realized by the sale be not sufficient to pay the costs, an action should accrue to the Commonwealth, to be brought by the Harbor Commissioners in the name of the Commonwealth, and conducted by the district attorney in whose district the trouble happens, to obtain reimbursement for the expense.

It will readily be seen that, in addition to legislation, some appropriation should be made—and it should be for a very considerable amount—to do this most necessary work; the money not to be drawn from the treasury except upon vouchers showing the work performed.

I can conceive of nothing more necessary, because, although the general government has, in some instances, removed wrecks situated as I have indicated, yet that is never done until a special appropriation is made for that purpose. This is quite too tedious a process to await, even if it is done at all.

I am not aware of any law that makes it the duty of the United States to remove such wrecks within a marine league of the shore, and of course they are not usually troublesome beyond that. If there is any such duty devolving upon the United States, why, of course, the State would be reimbursed for doing what the United States ought to have done.

This would be especially advantageous to the United States, because it is well known that, unless a wreck is speedily removed, it forms the nucleus of an embankment of sand which so covers it up as to render the process of removal very expensive, it being necessary, in some instances, to even resort to the explosion of dynamite and other explosives under it, and even those agents will hardly blow to pieces a wreck so imbedded.

If the wreck is taken in hand at once by intelligent, competent men, such as we must assume our Harbor Commissioners to be, the vessel, if it would not pay the cost of raising, would be, at a very small expense, blown to pieces and gotten out of the way, after the apparel and equipments had been removed; and these latter would probably largely reimburse the expense.

I am not aware of any one thing to which I can properly call the attention of the legislature more necessary for the safety of our commerce, and giving greater protection to the lives and property of those who "go down to the sea in ships," than judicious legislation upon this subject, thoroughly executed.

BENJ. F. BUTLER.

*Bills Enacted.*

*Bills enacted.*

Engrossed bills :  
 Authorizing the town of Medford to lay water-pipes in Boston avenue ; and  
 To extend the charter of the Somerville Horse Railroad Company ;  
 (Which severally originated in the House) ;  
 Were severally passed to be enacted, signed and sent to the Senate.

*Papers from the Senate.*

*Hillside Agricultural Society.*

Ordered, In concurrence, that the committee on Agriculture inquire into the expediency of the reimbursement by the Commonwealth of certain moneys paid as bounties by the Hillside Agricultural Society.

*Brook trout.—  
private ponds.*

Ordered, In concurrence, that the committee on the Fisheries inquire into the expediency of prohibiting the taking of brook trout for the space of two years ; also, of amending section 53 of chapter 91 of the Public Statutes, so as to allow owners of private ponds to take cultivated fish therefrom.

*Attempts to corrupt females.*

A Bill to punish attempts to corrupt females, passed to be engrossed by the Senate, was read and referred to the committee on the Judiciary.

*Second district court of Eastern Middlesex.*

A Bill providing for a clerk for the second district court of Eastern Middlesex, introduced on leave in the Senate, was read and referred, in concurrence, to the joint committee on the Judiciary.

The following petitions were severally referred, in concurrence : —

*American Loan and Trust Company.*

Petition of the American Loan and Trust Company for amendment of its charter ; and

*Mass. Loan and Trust Company.*

Petition of the Massachusetts Loan and Trust Company for amendment of its charter.

Severally to the committee on Banks and Banking.

Petition of the Society for the Prevention of Cruelty to Animals, for a law making it the duty of teachers of the public schools to teach their scholars to protect insect-eating birds and their nests, and to treat animals kindly. To the committee on Education.

Protection of insect-eating birds.

Petition of the Troy and Greenfield Railroad that jurisdiction may be conferred upon the supreme judicial court to hear and determine the right of the company to make the redemption reserved in its mortgages to the Commonwealth. To the committee on the Hoosac Tunnel and Troy and Greenfield Railroad.

Troy & Greenfield R. R.

Petition of I. T. Johnson and others that the fines for violations of the license law be increased, etc. To the committee on the Liquor Law.

Liquor law.

Petitions of E. P. Dillon and others; L. J. Hannor and others; S. H. Baker and others; Thomas Clarke and others; Edward H. Baxter and others; George L. Tilton and others; James L. Bryant and others; F. E. Miles and others; L. L. Whitney and others; L. C. King and others; Edward B. Hayden and others; Joseph P. Blake and others; Peter Ferguson and others; H. J. Brown and others; John Whitehead and others; and Walter M. Snow and others, — severally for a law authorizing manufacturers to ring rousing-bells at such hours as municipal officers shall designate.

Rousing-bells.

Severally to the committee on Manufactures.

Petition of Horatio G. Parker and others for an extension of time within which to organize the Somerville Wharf and Improvement Company.

Somerville Wharf and Improvement Company.

Resolves of the State of Maine memorializing the General Court of the State of Massachusetts to amend or abolish their compulsory pilot laws.

Resolutions of the State of Maine, — compulsory pilot age.

Severally to the committee on Mercantile Affairs.

Petition of the town of Braintree for certain legislation relieving said town from the expense of rebuilding and maintaining Quincy Avenue Bridge.

Braintree, — Quincy Avenue Bridge.

To the committee on Roads and Bridges.

Petition of the Cambridge Railroad Company for authority to issue bonds, to be secured by mortgage of its property, etc. To the committee on Street Railways.

Cambridge R. R. Co.

Petitions of A. B. Butterfield and others; Robert R. Endicott and others; H. L. Follansbee and others; John

Taxation of net values.

G. Blake and others; Nathan Morse and others; William C. Appleton and others; Hales W. Suter and others; B. W. Crowninshield and others; Lawrence Grinnell and others; Robert A. Horton and others; James O. Sargent and others; Henry M. Field and others,— severally for the repeal of section 25, chapter 13, of the acts of the year 1881, relative to the taxation of net values of life insurance policies.

Severally to the committee on Taxation.

*Woman suffrage.*

Remonstrances of Mrs. T. W. Harris and others; Mrs. Horatio S. Smith and others; Mrs. Lucius R. Paige and others; and Mrs. H. O. Houghton and others,—against the further imposition of further political duties on woman.

Severally to the committee on Woman Suffrage.

#### *Reports of Committees.*

*Liens on vessels.*

By Mr. Cogswell of Salem, from the committee on the Judiciary, inexpedient to legislate, on an order relative to amending sections 14 and 22 of chapter 192 of the Public Statutes, relating to liens on vessels for labor performed.

*Pedlers' licenses.*

By Mr. Cronin of Boston, from the same committee, inexpedient to legislate, on an order relative to amending section 1 of chapter 68 of the Public Statutes, concerning pedlers' licenses.

*Road commissioners of towns.*

By Mr. Potter of Worcester, from the same committee, inexpedient to legislate, on an order relative to amending section 74 of chapter 27 of the Public Statutes, relating to the election of road commissioners by towns.

*Trespass on land.*

By Mr. Means of Boston, from the same committee, leave to withdraw, on the petition of Lyman W. Daggett and others for legislation concerning trespass on land.

*Inspection of fish.*

By Mr. Freeman of Nantucket, from the committee on the Fisheries, leave to withdraw, on the petition of William Page for amendment of the laws concerning the inspection of fish.

*Assessment of the poll-tax.*

By Mr. Bates of Sturbridge, from the committee on Election Laws, inexpedient to legislate, on so much of the Governor's address as relates to the assessment of the poll-tax. [Mr. Galvin, of the Senate, and Messrs. Baker of

Beverly, Belden of Williamstown, Fennessey of Boston and Foley of Fall River, of the House, dissenting and recommending as a substitute for the report a "Bill to provide for a poll-tax assessment by cities and towns, and to exempt certain persons from State and county taxation, and relative to the rights of voters."] (See House Doc. No. 47.)

By Mr. Bowker of Boston, from the committee on Public Health, on an order relative to providing better ventilation for the Representatives' Hall and other rooms of the State House, that the following order should be adopted:—

*Ordered*, That the Sergeant-at-Arms, under the direction of the committee on Public Health, proceed at once to make some temporary changes in the method of supplying air for heating and ventilating the Senate Chamber and the Hall of Representatives, and some better means of escape for the vitiated and impure air that accumulates in the space above the Senate Chamber and House of Representatives, and that a special messenger be detailed, during the sessions of the Legislature, to have entire charge of ventilating and heating the State House.

*And be it further ordered*, That the committee on Public Health, at an expense not exceeding two hundred dollars, procure plans and specifications for a more perfect system of ventilation of the entire building, and report the same to this Legislature before its adjournment, with such other recommendations as they may see fit to offer.

Severally read and placed in the orders of the day for to-morrow.

By Mr. Campbell of Boston, from the committee on Water Supply and Drainage, that the Bill (recommitted) relating to the Lynn Aqueduct Company ought to pass in a new draft with the same title. Read and ordered to a second reading.

By Mr. Belden of Williamstown, from the committee on Election Laws, asking to be discharged from further consideration of the communication of Robert R. Bishop and Charles J. Noyes in reference to the publication of reports of contested election cases from 1853 to 1882 inclusive, and recommending its reference to the committee on Finance. Read, accepted, and sent up for concurrence in the discharge of the committee.

Ventilation of  
the representa-  
tives' chamber.

Lynn Aqueduct  
Company.

Contested elec-  
tion cases.

*Orders of the day.*

The motion to reconsider the vote whereby the House yesterday adopted the Resolution relative to the termination of certain articles of the Treaty of Washington was considered, and, after debate, was rejected.

The report of the committee on the Judiciary, leave to withdraw, on the petition of the Massachusetts Society for the Prevention of Cruelty to Animals for such legislation as will provide for the detention and care of property found in the possession of persons arrested, was accepted.

The Bill to authorize clerks and assistant clerks of courts to adjourn meetings of the county commissioners was read a third time, amended by substituting therefor a new bill with the same title, as recommended by the committee on Bills in the Third Reading, passed to be engrossed as amended, and sent up for concurrence.

The Resolution declaring William W. Foster of Deerfield entitled to the seat as Representative from the Fourth Franklin Representative District (House, No. 42) was considered. A motion of Mr. Rice of Northborough to amend the report by substituting an order relative to the Speaker issuing a precept was lost, and, after debate, the resolution was adopted.

The report of the committee on Cities, leave to withdraw, on the petition of Matthew Gately for the repeal or modification of the law establishing the Board of Directors for Public Institutions of the City of Boston, was accepted, in concurrence.

The Bill relative to fishing in the Merrimack River was read a third time, passed to be engrossed, and sent up for concurrence.

The Bill to authorize the Boston and Colorado Smelting Company to increase its capital stock, was read a third time and passed to be engrossed in concurrence.

The Resolve in favor of the Massachusetts Charitable Eye and Ear Infirmary was read a third time, passed to be engrossed, and sent up for concurrence.

The report of the committee on Election Laws, inexpedient to legislate, on so much of the Governor's address as relates to making the State election day a legal holiday was considered. Mr. Belden of Williamstown moved

that the report be recommitted. On this question the yeas and nays were ordered, at the request of Mr. E. P. Butler of Boston, and, the roll being called, the motion was lost by a vote of 66 yeas to 82 nays, as follows:—

## YEAS.

<b>Messrs.</b> Allen, Heman L.	<b>Messrs.</b> Kelley, Joseph J.
Baker, John I.	Kniffin, George E.
Barton, John S.	Leonard, Edwin
Beach, Theodore D.	Lincoln, Charles S.
Belden, Charles D.	Mackintosh, Chas. A.
Bird, Warren A.	Maguire, John G.
Boardman, Halsey J.	Manning, Patrick H.
Bowker, Horace L.	McDonald, Patrick F.
Brigham, Andrew C.	McGaragle, Patrick F.
Butler, Thomas C.	Melden, William R.
Cheever, John H.	Mellen, James H.
Clark, Aaron F.	Moriarty, Eugene M.
Conlin, Christopher P.	O'Brien, Francis
Costello, Michael W.	O'Connell, David F.
Courtney, John	Parker, John L.
Craig, George E.	Pattee, Wm. G. A.
Cronin, Cornelius F.	Peabody, W. Scott
Dolan, Daniel F.	Putney, Lyman K.
Dolan, Michael J.	Randall, Charles L.
Douglas, William L.	Reade, John
Dwinell, James F.	Reed, Charles M.
Eaton, William N.	Reynolds, Enos H.
Ernst, George A. O.	Sexton, Michael
Fennessey, Jerem. G.	Small, Edward E.
Fernald, Oliver G.	Stetson, Alonzo J.
Foster, Joshua T.	Stetson, George F.
Frizzell, William H.	Stow, T. Dwight
Gifford, John W.	Tarone, James
Gilmartin, Dennis	Warner, John F.
Gimlich, Jacob	Wells, Daniel W.
Hayes, John E.	Wilkinson, John W.
Hunt, Samuel C.	Williams, John S.
Jackson, John	Wright, John H.

## NAYS.

<b>Messrs.</b> Adams, Frank W.	<b>Messrs.</b> Burr, Charles C.
Aiken, John A.	Bush, Horace W.
Atherton, Arlon S.	Butler, Daniel
Ball, George H.	Butler, Edward P.
Barker, George A.	Butterfield, Jesse B.
Bates, Emory L.	Campbell, Benj. F.
Bixby, Nelson H.	Caudage, Rufus G. F.
Browne, Andrew J.	Chamberlain, Geo. D.

## JOURNAL OF THE HOUSE,

Messrs. Chester, William F.	Messrs. Parker, Walter O.
Clark, Charles N.	Perry, Isaac F. B.
Clark, Wilder P.	Potter, Burton W.
Cluff, Daniel B.	Potter, Richman H.
Cogswell, William	Rice, Samuel I.
Coombs, John P.	Richardson, Chas. W.
Copeland, Wm. A.	Saville, Leonard A.
Cushing, Louis T.	Shaylor, Pliny M.
Cushman, Solomon F.	Simpson, Thomas C.
Eames, Warren	Smith, Joel
Eastman, Edmund T.	Snow, Edmund F.
Fisher, H. G. B.	Sprague, Henry H.
Freeman, Clarendon A.	Starbird, Charles D.
Freeman, Josiah	Stebbins, John B.
Fuller, Warren D.	Sweetser, Albert H.
Hill, Edwin N.	Switzer, James W.
Holley, Tristram R.	Towne, Charles A.
Howland, Charles H.	Varnum, Daniel H.
Howland, Charles W.	Walker, Aaron G.
Hubbard, Sabin	Warfield, Henry L.
Hutchinson, Chas. C.	Webster, Franklin I.
Jacobs, Joseph, Jr.	Weston, Thomas, Jr.
Jefts, Luman T.	Wheeler, Charles
Kellogg, George	White, Henry J.
Kingsley, Chester W.	Whitehill, John
Linnell, Solomon, 2d	Whitin, Arthur F.
Lord, Charles S.	Whiting, Albert T.
Miller, Charles H.	Whitmarsh, Wm. W.
Miller, John D.	Whitney, William H.
Morse, Leonard T.	Wiggins, Thomas P.
Nason, Jesse L.	Williams, Fred. H.
Newell, Charles S.	Willson, Edmund B.
Nourse, Henry S.	Wolcott, Roger

Yeas, 66 ; nays, 82.

On this question, Mr. Gaffney of Gloucester, who, it was stated, would have voted in the affirmative, was paired with Mr. Pilsbury of Boston.

Mr. Baker of Beverly moved that the report be recommitted with instructions to report a Bill making election day a legal holiday, and forbidding the sale of intoxicating liquor on that day. Pending this motion, further consideration of the report was postponed until to-morrow, on motion of Mr. Candage of Brookline.

At five minutes before five o'clock adjourned.

WEDNESDAY, Feb. 7, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Fisk of Dennis, petition of Elisha Crowell and others for an act of incorporation as the Beach Point Meadow Company.

By Mr. Butterfield of Tyngsborough, petition of G. A. Perham and others for a bounty for the killing of foxes, hawks and crows.

Bounty for killing foxes, hawks and crows.

Severally referred to the committee on Agriculture.

By Mr. Holbrook of Ashland, petition of the selectmen of the town of Ashland that said town may be reimbursed for the state and county tax paid on certain property for the past five years.

Ashland.

By Mr. Aiken of Greenfield, petition of citizens and selectmen of Greenfield that said town be reimbursed for moneys expended for stock of, and loans to, the Troy and Greenfield Railroad Company, and in aid of the construction of said road and tunnel.

Greenfield, —  
Troy & Greenfield R. R.

By Mr. Cushman of Monson, petition of William N. Flynt and others for additional compensation for constructing a reservoir at the State Primary School at Monson.

State Primary School at Monson.

Severally referred to the committee on Claims.

By Mr. Chamberlain of Cambridge, petition of the Merchants' Co-operative Saving Fund and Loan Association for a change of name.

Merchants' Co-operative Saving Fund and Loan Association.

By the same gentleman, petition of the Worcester Co-operative and Saving Fund and Loan Association for a change of name.

Worcester Co-operative Saving Fund and Loan Association.

By Mr. Mellen of Worcester, petition of H. N. Orup and others for legislation concerning the weekly payment of wages in industrial institutions.

Weekly payments of wages.

Severally referred to the committee on Labor.

By Mr. Cowdrey of Stoneham, petition of Daniel Hill and 541 others of Stoneham for an amendment of the Constitution of this Commonwealth prohibiting the manufacture and sale of all alcoholic liquors as a beverage. Referred to the committee on the Liquor Law.

Intoxicating liquors.

By Mr. Wolcott of Boston, petition of the Boston Female Asylum for amendment of its charter.

Boston Female Asylum.

**Telephone companies.**

By Mr. Gaffney of Gloucester, petition of Stockbridge & Co. and others; by Mr. Barton of Dalton, petition of Byron Weston and others; and by Mr. Gimlich of Pittsfield, petition of John C. West and others,— severally for legislation concerning telephone companies and exchanges.

Severally referred to the committee on Mercantile Affairs.

**Discharge of patients from lunatic hospitals.**

By Mr. Learnard of Boston, petition of the trustees of the Worcester Lunatic Hospital for legislation providing greater facilities for the discharge of patients from lunatic hospitals.

**Homeopathic treatment for the insane.**

By the same gentleman, petition of Alexander H. Rice and 370 others for legislation to provide homeopathic treatment for the insane.

Severally referred to the committee on Public Charitable Institutions.

**Broad-rimmed wheels.**

By Mr. Putney of Wellesley, remonstrance of Homer Bros. and others; of Thomas Proctor and 7 others; of Potter, White & Bayley and others; of E. & F. King and others,— severally against any legislation regulating the width of rims to wagon wheels.

Severally referred to the committee on Roads and Bridges.

**Taxation of net values of life insurance policies.**

By Mr. Reade of Boston, petition of George A. Wadley and others; and by Mr. Pilsbury of Boston, petition of Winslow T. Horton and others,— severally for the repeal of section 25, chapter 13 of the Public Statutes, relative to the taxation of net values of life insurance policies.

**Taxation of mortgages.**

By Mr. Williams of Waltham, petition of John C. Thorp and others for the repeal of all the recently enacted laws concerning mortgage taxation.

Severally referred to the committee on Taxation.

Severally sent up for concurrence.

**Boarding-house keepers.**

By Mr. Starbird of Lowell, petition of V. G. Putnam and others, that the provisions of section 13 of chapter 102 of the Public Statutes, concerning innholders, be extended to boarding-house keepers. Referred to the committee on the Judiciary.

#### *Orders.*

On motion of Mr. Nason of Boston,—

*Ordered*, That the committee on Education consider the

**Single entry book-keeping in public schools.**

expediency of a law providing that single-entry book-keeping be required to be taught in certain grades of the public schools.

On motion of Mr. Boardman of Boston, —

*Ordered*, That the committee on Election Laws consider the expediency of providing, by law, for the use of a uniform ballot-box throughout the Commonwealth, with such safeguards against fraud or irregularity as may be practicable.

Uniform ballot-boxes.

On motion of Mr. Dunham of Fairhaven, —

*Ordered*, That the committee on the Fisheries consider the expediency of amending section 70 of chapter 91 of the Public Statutes, relating to the licensing and locating of fish-weirs by the mayor and aldermen of cities and the selectmen of towns bordering upon tide-waters in this Commonwealth, by substituting the word "shall" in place of the word "may," in the second line of said section.

Fish-weirs.

On motion of Mr. Fisk of Dennis, —

*Ordered*, That the committee on Roads and Bridges consider the expediency of legislation authorizing the county commissioners of counties and selectmen of towns to lay out highways and rights of way across flats from high to low water mark.

Highways and rights of way across flats.

On motion of Mr. Learnard of Boston, —

*Ordered*, That the committee on Public Charitable Institutions investigate the management, control and present condition of the several public charitable institutions, and particularly the special charges of the mismanagement of the State Almshouse at Tewksbury, and that the committee be empowered to send for persons and papers, employ a stenographic reporter and report in print.

Investigation of Public Charitable Institutions, — Tewksbury Almshouse.

Severally sent up for concurrence.

On motion of Mr. Eastman of Boston, —

*Ordered*, That the committee on Rules consider the expediency of legislation providing for an official reporter for the House of Representatives and the publication of the proceedings for the information of the public.

Official reporter for the House of Representatives.

The following order, offered by Mr. Sprague of Boston, was laid over, at the request of Mr. Baker of Beverly, —

Sale of intoxicating liquors on election days.

*Ordered*, That the committee on Election Laws consid-

## JOURNAL OF THE HOUSE,

er the expediency of providing by law that no intoxicating liquors shall be sold on the day of the annual State election, nor in any city on the day of its municipal election, or in any town on the day of its annual meeting.

*Motion to Reconsider.*

W. W. Foster—  
Fourth Franklin  
Representative  
District.

Mr. Ernst of Boston moved to reconsider the vote whereby the House yesterday adopted the Resolution declaring William W. Foster of Deerfield entitled to the seat as Representative from the Fourth Franklin Representative District. The motion was lost.

W. W. Foster  
qualified as  
member.

Mr. William W. Foster of Deerfield, the member declared elected from the Fourth Franklin District, being present and ready to be qualified, Mr. Ernst of Boston was appointed a committee who conducted him to the Council Chamber, and Mr. Foster having been duly qualified, report was made accordingly.

*Bill Enacted.*

Bill enacted.

An engrossed Bill making appropriations for certain educational expenses (which originated in the House) was passed to be enacted, signed and sent to the Senate.

*Taken from the Table.*

Returns of  
liquor licenses,  
etc.

On motion of Mr. Baker of Beverly, the abstract of the returns from the several cities and towns, showing the number of licenses issued for the sale of intoxicating liquors, etc., with a statement of the vote upon the question of granting licenses was taken from the table and was referred to the committee on the Liquor Law.

Report of State  
Inspector of  
Gas.

On motion of the same gentleman, the report of the State Inspector of Gas and Gas-meters was taken from the table and was referred to the committee on Mercantile Affairs.

Harbor and  
shipping inter-  
ests.

On motion of the same gentleman, the message of the Governor relating to legislation for the protection of the harbor and shipping interests of the State was taken from the table and was referred to the committee on Harbors and Public Lands.

Severally sent up for concurrence.

*Papers from the Senate.*

*Ordered*, In concurrence, that the committee on the Liquor Law consider the expediency of so amending chapter 100 of the Public Statutes that persons may be licensed to sell intoxicating liquors, to be drunk on the premises, without first securing a license to do business as common victuallers.

*Ordered*, In concurrence, that the committee on the Liquor Law consider the expediency of a modification or repeal of such sections and parts of chapter 100 of the Public Statutes as authorize actions to recover for injury occasioned by the use of intoxicating liquors, commonly known as the "Civil Damage Act."

*Ordered*, In concurrence, that the committee on Mercantile Affairs consider the expediency of providing that all sales of coal, in less quantities than one-quarter of a ton, shall be by legal measure; and that in all such sales, as also in all sales of merchandise by street pedlers, the possession of measures not in conformity to legal requirements shall be considered *prima facie* evidence of a violation of law.

The following papers were severally referred, in concurrence: —

Petitions of J. H. Waterman and others, and H. L. Plumb and others, for legislation to regulate telephone exchanges so that communication by telephone can be had without restraint or discrimination as to persons or corporations.

Telephone ex-  
changes.

Severally to the committee on Mercantile Affairs.

Remonstrance of Abbott & Fernald and others against the passage of any act regulating the width of rims to wagon wheels. To the committee on Roads and Bridges.

Broad-rimmed  
wheels.

Petition of John R. Barry and others, constables of the Municipal Court of Boston (criminal session), for increase of salary. To the joint committee on the Judiciary.

Salaries of con-  
stable of the  
Boston munici-  
pal criminal  
court.

*Reports of Committees.*

By Mr. Welch of Blackstone, from the committee on Taxation, inexpedient to legislate, on an order relative to repealing section 45 of chapter 13 of the Public Statutes relating to the taxation of certain corporations.

Taxation of cer-  
tain corpo-  
rations.

By Mr. Bixby of Adams, from the committee on the

**Warrants for town meetings.**

Judiciary, inexpedient to legislate, on an order relative to amending section 54, chapter 27 of the Public Statutes concerning returns upon warrants for town meetings.

Severally read and placed in the orders of the day for to-morrow.

**Mortgages of personal property.**

By Mr. Sprague of Boston, from the committee on the Judiciary, on an order, a Bill relative to the recording of mortgages of personal property.

**Plymouth board of health.**

By Mr. Cogswell of Salem, from the same committee, on a petition, a Bill to repeal "An Act to empower the inhabitants of the town of Plymouth to choose a board of health, and for removing and preventing nuisances in said town."

Severally read and ordered to a second reading.

**Costs under the trustee process.**

By Mr. Potter of Worcester from the committee on the Judiciary, that the Bill (on leave) concerning costs under the trustee process ought to pass.

**Taunton Lunatic Hospital.**

By Mr. Burr of Newton, from the committee on Finance, that the Resolve in favor of the State Lunatic Hospital at Taunton ought to pass.

Severally placed in the orders of the day for to-morrow for a second reading.

**Social and industrial statistics.**

By Mr. Davenport of Fall River, from the committee on Finance, that the Senate Resolve providing for the distribution of the abstract of the social and industrial statistics of the Commonwealth ought to pass.

Placed in the orders of the day for to-morrow, the question being on ordering to a third reading.

#### *Orders of the Day.*

**Orders of the day.**

The report of the committee on Election Laws, inexpedient to legislate, on so much of the Governor's address as relates to making the State election day a legal holiday was further considered.

The pending motion of Mr. Baker of Beverly to recommit the report with instructions, was withdrawn, there being no objection. Mr. Baker then moved to substitute for the report a "Bill making the day of the State election a legal holiday and for other purposes." At his request, the yeas and nays were ordered on this question, and, the roll being called, the amendment was rejected by a vote of 82 yeas to 129 nays, as follows:—

## YEAS.

Messrs. Aiken, John A.  
 Aldrich, Samuel N.  
 Allen, Heman L.  
 Baker, John I.  
 Barnard, Chas. T.  
 Barton, John S.  
 Beach, Theodore D.  
 Belden, Charles D.  
 Bird, Warren A.  
 Bowker, Horace L.  
 Candage, Rufus G. F.  
 Cheever, John H.  
 Clark, Aaron F.  
 Costello, Michael W.  
 Courtney, John  
 Cowdrey, George  
 Craig, George E.  
 Cronin, Cornelius F.  
 Cushing, Louis T.  
 Dolan, Daniel F.  
 Dolan, Michael J.  
 Donahoe, Charles W.  
 Douglas, William L.  
 Dwinell, James F.  
 Eaton, William N.  
 Entwistle, James R.  
 Ernst, Geo. A. O.  
 Fennessey, Jer. G.  
 Fernald, Oliver G.  
 Foley, Patrick E.  
 Frizzell, William H.  
 Fuller, Charles  
 Gifford, John W.  
 Gilmartin, Dennis  
 Gimlich, Jacob  
 Hall, Thomas J.  
 Hayes, John E.  
 Holbrook, Caleb  
 Hopkins, John  
 Howes, Erastus  
 Jackson, John

Messrs. Kelley, Joseph J.  
 Kilduff, William  
 Kniffin, George E.  
 Knox, Charles H.  
 Lamb, Abraham J.  
 Leonard, Edwin  
 Littlefield, George W.  
 Mackintosh, Chas. A.  
 Maguire, John G.  
 Manning, Patrick H.  
 Martin, Charles B.  
 McDonald, Patrick F.  
 McGaragle, Patrick F.  
 Melden, William R.  
 Mellen, James H.  
 Moriarty, Eugene M.  
 Morrison, Alva S.  
 Morse, Bushrod  
 O'Brien, Francis  
 O'Connell, David F.  
 Pattee, Wm. G. A.  
 Peabody, W. Scott  
 Pedrick, Francis E.  
 Putney, Lyman K.  
 Randall, Charles L.  
 Reade, John  
 Reed, Charles M.  
 Reynolds, Enos H.  
 Sayward, William H.  
 Sexton, Michael  
 Shaw, Edward H.  
 Stetson, Alonzo J.  
 Stetson, George F.  
 Sullivan, Dennis A.  
 Tarone, James  
 Tyler, Albert  
 Warner, John F.  
 Webster, Franklin I.  
 Welch, Americus  
 Wells, Daniel W.  
 Wilkinson, John W.

## NAYS.

Messrs. Adams, Frank W.  
 Ambrose, David I.  
 Atherton, Arlon S.  
 Babbitt, Francis S.  
 Baker, Charles H.

Messrs. Ball, George H.  
 Bancroft, William A.  
 Barker, Forrest E.  
 Barker, George A.  
 Batchelder, Geo. E.

## JOURNAL OF THE HOUSE,

Messrs. Bates, Butler	Messrs. Hubbard, Sabin
Bates, Emory L.	Huntoon, George L.
Bixby, Nelson H.	Hutchinson, Chas. C.
Boardman, Halsey J.	Jacobs, Joseph, Jr.
Briggs, Bradford B.	Jefts, Luman T.
Browne, Andrew J.	Kellogg, George
Bugbee, Benajah U.	Kimball, D. Frank
Burr, Charles C.	Kimball, William R.
Butler, Daniel	Kingsley, Chester W.
Butler, Edward P.	Lackey, George A.
Butterfield, Jesse B.	Lawrence, Omon H.
Campbell, Benj. F.	Learnard, George E.
Carr, Alonzo A.	Leonard, Job M.
Chamberlain, Geo. D.	Linnell, Solomon, 2d
Chester, William F.	Lord, Charles S.
Clark, Charles N.	Martin, Henry B.
Clark, Elijah C.	Martin, Thomas
Clark, Wilder P.	Mason, James H.
Cluff, Daniel B.	Means, Arthur F.
Cobb, Francis D.	Miller, Charles H.
Cogswell, Adams H.	Miller, John D.
Cogswell, William	Morse, Leonard T.
Coombs, John P.	Nason, Jesse L.
Copeland, William A.	Newell, Charles S.
Cushman, Solomon F.	Nourse, Henry S.
Davenport, James F.	Olmsted, John
Davis, Samuel M.	Parker, John L.
Denham, James R.	Parker, Walter O.
Dunham, Rufus A.	Perry, Isaac F. B.
Eames, Warren	Pilsbury, Edwin L.
Eastman, Edmund T.	Potter, Burton W.
Fisher, H. G. B.	Potter, Richman H.
Fisk, David	Rice, Samuel I.
Foster, Joshua T.	Richardson, Chas. W.
Foster, William W.	Robinson, Orlando G.
Freeman, Clarendon A.	Sargent, Wingate P.
Freeman, Josiah	Saville, Leonard A.
Fuller, Warren D.	Searell, William A.
Glines, Edward	Shaylor, Pliny M.
Goodman, Allen W.	Simpson, Thomas C.
Gordon, William, Jr.	Smith, Charles
Gove, Jesse M.	Smith, Joel
Hartwell, Harris C.	Snow, Edmund F.
Higginbottom, Allen	Sprague, Henry H.
Hildreth, Edwin A.	Starbird, Charles D.
Hill, Edwin N.	Stebbins, John B.
Holley, Tristram R.	Steere, Marquis D. F.
Howes, Lewis W.	Stockbridge, Levi
Howland, Charles H.	Sweetser, Albert H.
Howland, Charles W.	Switzer, James W.

<b>Messrs.</b> Tilly, John	<b>Messrs.</b> Whiting, Albert T.
Towne, Charles A.	Whitmarsh, Wm. W.
Varnum, Daniel H.	Whitney, William H.
Walker, Aaron G.	Wiggins, Thomas P.
Warfield, Henry L.	Wildes, Ansel F.
Weston, Thomas, Jr.	Williams, Fred. H.
Wheeler, Charles	Willson, Edmund B.
White, Henry J.	Winchester, Fitch A.
Whitehill, John	
Whitin, Arthur F.	Wolcott, Roger.

Yea, 82 ; nays, 129.

On this question, Mr. Brigham of South Abington, who it was stated, would have voted in the affirmative, was paired with Mr. Harrub of Plympton.

The report was accepted, in concurrence.

Subsequently Mr. Belden of Williamstown, moved to reconsider the vote, whereby the report was accepted and the motion was placed first in the orders of the day for to-morrow.

Reports of the committee on the Judiciary, inexpedient to legislate : —

On an order relating to the election of road commissioners by towns ;

On an order relating to liens on vessels for labor performed ; and

On an order relative to legislation concerning pedlers' licenses ; and

Of the same committee, leave to withdraw, on the petition of Lyman W. Daggett and others for legislation concerning trespass on land ;

Were severally accepted.

The report of the committee on the Fisheries, leave to withdraw, on the petition of William Page for amendment of the laws concerning the inspection of fish, was accepted and sent up for concurrence.

The report of the committee on Election Laws, inexpedient to legislate, on so much of the Governor's address as relates to the assessment of the poll-tax, was, on motion of Mr. Belden of Williamstown, postponed for further consideration until to-morrow.

The report of the committee on Public Health on an order relative to providing better ventilation for the Representatives' Hall and other rooms of the State House, recommending the adoption of an order, was considered.

An amendment to the report, moved by Mr. Cronin of Boston was adopted. At the request of Mr. Potter of Worcester, the question on the adoption of the order was divided, so that the vote might be taken on the first and second paragraphs separately. After debate each paragraph was adopted, and the report as amended was sent to the Senate for concurrence.

The Bill relating to the Lynn Aqueduct Company was read a second time, and was ordered to a third reading.

The Bill to change the name of the Congregational Publishing Society was read a third time, passed to be engrossed and sent up for concurrence.

Bills :

To amend "An Act to incorporate the Spencer Water Company" (its title having been amended as recommended by the committee on Bills in the third reading, so as to read, "Bill enabling the Spencer Water Company to hold additional real and personal estate") ;

To revive the Newton Mills (amended as recommended by the committee on Bills in the third reading in section 2, and in the title, so that it read, "Bill to revive 'An Act to incorporate the Newton Mills,' and to confirm the doings of said corporation") ; and

To further amend "An Act to incorporate the Children's Home and Home for Aged Women in Roxbury" (amended in its title as recommended by the committee on Bills in the third reading, so as to read, "Bill enabling the Roxbury Home for Children and Aged Women to hold additional real and personal estate") ;

Were severally read a third time, passed to be engrossed in concurrence, and sent up for concurrence, in the amendments.

At ten minutes before five o'clock adjourned.

THURSDAY, Feb. 8, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Pilotage.

By Mr. Cogswell of Salem, remonstrance of William Pickering, Jr., and 20 others, merchants of Salem, against

any change of the pilotage laws as now existing. Referred to the committee on Mercantile Affairs.

By Mr. Fisk of Dennis, petition of the Cape Cod Five Cents Savings Bank of Harwich for authority to hold certain real estate for a longer time than five years. Referred to the committee on Banks and Banking.

By Mr. Potter of Worcester, petition of the president and trustees of Williams College for repeal of the provisions in its charter limiting the amount of its income. Referred to the committee on Education.

By Mr. Aldrich of Marlborough, petition of T. A. Coolidge and 284 others; by Mr. Brigham of South Abington, petition of B. F. Bowles and 773 others; by Mr. Melden of Lynn, petition of Henry A. Pevear and 687 others; by Mr. Switzer of Lynn, petition of George K. Pevear and 959 others; by Mr. Hartwell of Fitchburg, petition of D. B. Whittier and 856 others; by Mr. Perry of Rochester, petition of Chas. C. Watson and 351 others; by Mr. Miller of Pepperell, petition of T. K. Stevens and 304 others; by Mr. Whitehill of Attleborough, petition of Chas. E. Hayward and 1,366 others; by Mr. Perry of Rochester, petition of Joshua L. Macomber and 317 others; by Mr. Newell of Longmeadow, petition of William Rice and 294 others,— severally for an amendment of the Constitution prohibiting the manufacture and sale of intoxicating liquors as a beverage.

Severally referred to the committee on the Liquor Law.

By Mr. Putney of Wellesley, remonstrances of Rice, Kendall & Co. and 17 others; of Brown, Steere & Clark and 15 others; of Hilton Weston & Co. and 12 others; of Hoyt & Parker and 50 others; of Colburn, Fuller & Co. and 10 others; of Nash, Spaulding & Co. and 20 others; of the Standard Sugar Refinery, and 19 others; by Mr. Gaffney of Gloucester, remonstrance of L. J. Presson and 50 others; and by Mr. Fernald of Boston, remonstrance of Jenness & Glover and 20 others,— severally against legislation regulating the width of rims to wagon wheels.

Severally referred to the committee on Roads and Bridges.

By Mr. Barker of Quincy, petition of C. F. Adams, Jr., and others for the abolition of all forms of double taxation. Referred to the committee on Taxation.

## JOURNAL OF THE HOUSE,

**Bradford and Haverhill.**

By Mr. Cluff of Haverhill, petition of C. F. King and others for an act authorizing the annexation of the town of Bradford to the city of Haverhill. Referred to the committee on Towns.

Severally sent up for concurrence.

**Sales on the instalment plan.**

By Mr. Nason of Boston, petition of E. A. Nichols for legislation to regulate the sales of goods on the instalment plan.

**Cape Cod Historical Society.**

By Mr. Cobb of Barnstable, petition of the Cape Cod Historical Society for an act of incorporation.

**Barnstable Savings Bank.**

By Mr. Cogswell of Salem, petition of Gustavus A. Hinckley for an act to confirm a deed of real estate to the Barnstable Savings Bank.

Severally referred to the committee on the Judiciary.

**Swampscott water supply.**

By Mr. Melden of Lynn, protest of James U. Hunt and 153 others of Lynn against the Bill to authorize the city of Lynn to supply the town of Swampscott with water for certain purposes. Placed on file.

### *Orders.*

On motion of Mr. Sprague of Boston, —

**Sales of real estate by savings banks.**

*Ordered*, That the committee on Banks and Banking consider the expediency of further legislation regarding the sale by savings banks and other institutions for savings of real estate held by them under foreclosure of mortgages, or by purchase at sales under mortgages or judgments.

On motion of Mr. Ernst of Boston, —

**Tellers at town meetings.**

*Ordered*, That the committee on Election Laws consider the expediency of legislation in relation to the subject of the appointment of tellers by selectmen, town clerks or moderators at town meetings.

Severally sent up for concurrence.

On motion of Mr. Eastman of Boston, —

**Juries.**

*Ordered*, That the committee on the Judiciary consider the expediency of legislation which shall provide that nine of the panel of twelve jurymen shall be competent to render a verdict.

On motion of Mr. Joyner of Great Barrington, —

**Foreclosure of mortgages.**

*Ordered*, That the committee on the Judiciary consider the expediency of amending section 2 of chapter 181 of the Public Statutes, so as to require the mortgagee, or

person claiming under the mortgagee, in cases of open and peaceable entry for foreclosure of mortgage upon real estate, to give an actual personal notice in writing of the fact of such entry to the mortgagor, or person in possession of the mortgaged premises, within thirty days from the date of such entry.

On motion of Mr. Candage of Brookline, —

*Ordered*, That the committee on the Judiciary consider the expediency of legislation giving to the owners of rights of way over the lands of others, and to the owners of land subject to rights of way, the right to have such rights of way definitely located, relocated or discontinued. Rights of way.

On motion of Mr. Cogswell of Salem, —

*Ordered*, That the committee on the Judiciary consider the expediency of the appointment of a stenographer for the civil and criminal courts of Essex County. Stenographer for Essex County courts.

On motion of Mr. Sprague of Boston, —

*Ordered*, That the committee on the Judiciary consider the expediency of providing that the several cities and towns of the Commonwealth may regulate, or, in certain cases, prohibit, within their respective limits, the sale of fruits, provisions and other articles by hawkers and pedlers. Hawkers and pedlers.

The following order, offered by Mr. E. P. Butler of Boston, was, at his request, laid over: —

*Ordered*, That the committee on Harbors and Public Lands consider the expediency of legislation that will require the widening of the draws of all bridges (over navigable waters in the Commonwealth) now existing, or hereafter to be built or rebuilt, to not less than forty feet, whenever, in the judgment of the board of harbor and land commissioners, the public interests demand or require such widening. Widening draws of bridges.

The order offered yesterday by Mr. Sprague of Boston, and laid over, relative to the sale of intoxicating liquors on election day, was adopted and sent up for concurrence. Intoxicating liquors.

#### *Papers from the Senate.*

A Bill concerning the bonds of railroad companies, reported on the report of the railroad commissioners, in part, and passed to be engrossed by the Senate, was read three times and passed to be engrossed in concurrence, Bonds of railroad companies.

under suspension of the rules, its title having been changed by the committee on Bills in the Third Reading by substituting the word "corporations" for the word "companies."

*Swampscott water supply.*

*Norwich and Worcester R. R.*

Bills :

To authorize the city of Lynn to supply the town of Swampscott with water for certain purposes; and

Authorizing the Norwich and Worcester Railroad Company to purchase and hold stock in an incorporated company running steamboats in connection with its railroad to New York city;

Severally reported on petitions, and passed to be engrossed by the Senate, were severally read and ordered to a second reading.

*Bill enacted.*

*Bill Enacted.*

An engrossed Bill legalizing the action of the town of Holliston regarding the payment of a bounty to Peter McManamy (which originated in the House), was passed, signed and sent to the Senate.

*Sale of jewelry.*

*Reports of Committees.*

By Mr. Bixby of Adams, from the committee on the Judiciary, leave to withdraw, on the petition of George E. Brown and others for the removal of the restriction on the sale of jewelry by holders of soldiers' licenses.

*Nantucket police court.*

By Mr. Aldrich of Marlborough, from the same committee, leave to withdraw, on the petition of George K. Long and others for the establishment of a police court for Nantucket.

*Trustee process, — attachment of wages.*

By Mr. Howes of Cambridge, from the same committee, inexpedient to legislate, on an order relative to attachment of wages by trustee process, so that no such attachment shall be valid unless the officer at the time of serving the process pay a dollar in money to the supposed trustee.

*Travelling expenses of judges.*

By Mr. Pattee of Quincy, from the same committee, inexpedient to legislate, on an order relative to counties paying travelling expenses of judges of the supreme judicial court and the superior court.

*Annual election sermon.*

By Mr. Whitehill of Attleborough, from the committee on Parishes and Religious Societies, inexpedient to legis-

late, on an order relative to amending section 35 of chapter 2 of the Public Statutes, so that the annual election sermon shall be preached in the hall of the House of Representatives.

By Mr. Smith of Andover, from the committee on Water Supply and Drainage, leave to withdraw, on petitions for legislation authorizing the town of Manchester to take water from Chebacco Pond.

By Mr. Cushing of Cohasset, from the committee on Insurance, on a petition, a Bill amending the charter of the Mutual Fire Assurance Company of Springfield.

By Mr. Davenport of Fall River, from the committee on Finance, on the special report of the Auditor, a Bill making additional appropriations for certain expenses authorized in the year 1882.

Severally read and ordered to a second reading.

By Mr. Cogswell of Salem, from the committee on the Judiciary, that the Senate Bill relating to the crime against nature ought not to pass.

By Mr. Means of Boston, from the same committee, that the Senate Bill to authorize the exclusion of spectators from court-rooms during the trial of certain causes ought not to pass.

Severally placed in the orders of the day for to-morrow, the question in each case being on the rejection of the bill.

By Mr. Martin of Milton, from the committee on Public Health, asking to be discharged from further consideration of the order relative to amending existing laws regarding boards of health in cities, and recommending that the subject be referred to the committee on the Judiciary.

Read and accepted, and sent up for concurrence in the discharge of the committee.

### *Orders of the Day.*

The motion of Mr. Belden of Williamstown to reconsider the vote whereby the House yesterday accepted, in concurrence, the report of the committee on Election Laws, inexpedient to legislate, on so much of the Governor's address as relates to making the State election day a legal holiday, was rejected by a vote of 74 to 114.

**JOURNAL OF THE HOUSE,**

The Resolve in favor of the overseers of the poor of the town of Pepperell was read a third time, amended, on motion of Mr. Williams of Foxborough, and was passed to be engrossed, as amended, and sent up for concurrence, its title having been changed by the committee on Bills in the Third Reading, to read as follows: "Resolve in favor of the town of Pepperell."

The report of the committee on Election Laws, inexpedient to legislate, on so much of the Governor's address as relates to the assessment of the poll-tax, was, on motion of Mr. Fennessey of Boston, postponed for further consideration until Tuesday next.

The report of the committee on Taxation, inexpedient to legislate, on an order relative to repealing section 45 of chapter 13 of the Public Statutes relating to the taxation of certain corporations, was accepted and sent up for concurrence.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to amending section 54 of chapter 27 of the Public Statutes concerning returns upon warrants for town meetings was, on motion of Mr. Bugbee of Southbridge, postponed for further consideration until to-morrow.

Bills:

Relative to the recording of mortgages of personal property;

To repeal "An Act to empower the inhabitants of the town of Plymouth to choose a board of health and for removing and preventing nuisances in said town"; and

Concerning costs under the trustee process; and the

Resolve in favor of the State Lunatic Hospital at Taunton;

Were severally read and ordered to a third reading.

The Resolve providing for the distribution of the abstract of the social and industrial statistics of the Commonwealth was further considered and ordered to a third reading.

The Bill relating to the Lynn Aqueduct Company was read a third time and considered. After debate, the bill was passed to be engrossed by a vote of 91 to 70, and sent up for concurrence.

At thirty-five minutes past three o'clock adjourned.

**FRIDAY, Feb. 9, 1883.**

Met according to adjournment.

Prayer was offered by the Chaplain.

*Loan and Trust Companies.*

A communication was received from the commissioners of savings banks submitting a draft of a general law in relation to loan and trust companies, as required by chapter 16 of the Resolves of the year 1882. Referred to the committee on Banks and Banking and sent up for concurrence.

Loan and trust companies.

*State Tax.*

A report of the deputy tax commissioner relative to a more equal apportionment of the State and county taxes upon the several cities and towns (House, No. 40) was received and referred to the committee on Finance.

Deputy tax commissioner.

*Petitions Presented.*

By Mr. Stockbridge of Amherst, petition of the State Board of Agriculture for an increase of the salary of the secretary of said board.

Salary of the secretary of the Board of Agriculture.

By Mr. Cobb of Barnstable, petition of Nathaniel Sears and 51 others for an amendment of the laws, which shall prohibit the killing of deer for a term of years.

Deer.

Severally referred to the committee on Agriculture.

By Mr. Wilkinson of Cambridge, petition of the Home Co-operative Saving Fund and Loan Association for a change of name.

Home co-operative Saving Fund and Loan Association.

By the same gentleman, petition of the New Bedford Co-operative Saving Fund and Loan Association for a change of name.

New Bedford Co-operative Saving Fund and Loan Association.

Severally referred to the committee on Labor.

By Mr. Littlefield of Lynn, petition of W. F. Johnson and 827 others; by Mr. Tyler of Oxford, petition of Rev. J. W. Lathrop and 150 others; by Mr. Bates of Webster, petition of Solomon F. Root and 402 others; by Mr. Jeffs of Hudson, petition of John R. Cushing and 127 others; by Mr. Sprague of Boston, petition of Joseph Sawyer and others; by Mr. Williams of Waltham, petition of W. R. Leonard and 229 others; by Mr. Wol-

Intoxicating liquors.

cott of Boston, petition of Franklin O. Whiting and 171 others; by Mr. E. P. Butler of Boston, petition of C. R. Codman and 172 others; by Mr. Chappelle of Boston, petition of George H. Richards and 198 others; by Mr. Campbell of Boston, petition of Rev. D. H. Taylor and 188 others; by Mr. Barker of Quincy, petition of Rev. Samuel Kelley and 107 others; by Mr. Fuller of Ludlow, petition of John R. West and 155 others; by Mr. Olmsted of Springfield, petition of Eliphalet Trask and others; by Mr. Butler of Belmont, petition of Royal Gilkey and 301 others; by Mr. Clark of Winchendon, petition of Rev. G. M. Howe and 125 others; by Mr. Bugbee of Southbridge, petition of J. S. Gleason and 228 others; by Mr. Hildreth of Harvard, petition of Luke Pollard and 148 others; by Mr. Shaw of Rockport, petition of Lewis Tucker and 338 others; by Mr. Lawrence of Fitchburg, petition of J. H. Twombly and 1,739 others; by Mr. Baker of Beverly, petition of Nathaniel Thayer and 110 others; by Mr. Gove of Boston, petition of Joseph Banvard and others; by Mr. Snow of Boston, petition of Geo. H. Springle and 188 others; by Mr. Cluff of Haverhill, petition of J. B. Sweet and 463 others; by Mr. Clark of Boston, petition of Rev. Chas. S. Perkins and 165 others; by Mr. Adams of Royalston, petition of Rev. A. J. Blake and 448 others; by Mr. Ernst of Boston, petition of William A. Bowdlear and others; by Mr. Randall of Boston, petition of Rev. E. N. Packard and 170 others; by Mr. Fennessey of Boston, petition of Jacob Sleeper and 171 others; by Mr. Means of Boston, petition of G. A. A. Pevy and others; by Mr. Whitmarsh of Boston, petition of Chas. E. Hapgood and 165 others; by Mr. Fernald of Boston, petition of N. B. Bryant and 167 others; by Mr. Snow of Boston, petition of Rev. B. F. Eaton and 157 others; by Mr. Sayward of Boston, petition of W. H. Cudworth and 183 others; by Mr. Tarone of Boston, petition of C. B. Botsford and 171 others; by Mr. Mason of Boston, petition of Ezra Farnsworth and 171 others; by Mr. Donahoe of Boston, petition of E. L. Tead and 187 others; by Mr. Hill of Haverhill, petition of Addison Brown and 171 others; by Mr. Kilduff of Boston, petition of George A. Miner and 167 others; by Mr. Craig of Walpole, petition of J. H. Porter and 411 others; by Mr. Eaton of Quincy, petition of Rev. George F. Stanton and 490 others; by Mr. Eastman of Boston, petition of Rev. J. L. Withrow and 159

others; by Mr. Learnard of Boston, petition of Wesley A. Gore and 177 others,— severally for an amendment to the Constitution prohibiting the manufacture and sale of intoxicating liquors as a beverage.

Severally referred to the committee on the Liquor Law.

By Mr. Wright of Holyoke, petition of L. M. Richards and others for a law authorizing manufacturers to ring rousing-bells at such hours as municipal officers shall designate. Referred to the committee on Manufactures.

By Mr. Bixby of Adams, petition of the L. L. Brown Paper Company and others; by Mr. Whiting of Boston, petition of T. V. Sargent and others; and by Mr. Fisher of North Adams, petition of C. H. Ingalls and others,— severally for a general telephone act, so as to enable all persons to secure the use of telephones at uniform rates.

By Mr. Shaylor of Lee, petition of J. P. Nugent and others for legislation concerning telephone companies and exchanges.

Severally referred to the committee on Mercantile Affairs.

By Mr. Wheeler of Boston, petition of Thomas Dana and others that the proprietors of the meeting-house in Hollis Street be authorized to sell their church property. Referred to the committee on Parishes and Religious Societies.

By Mr. Cobb of Barnstable, petition of John H. Frost and others for legislation concerning the adulteration of articles designed for food, drink or medicine. Referred to the committee on Public Health.

By Mr. Peabody of Haverhill, petition of John Crosby and others that the county commissioners of Essex County be empowered to locate and construct a highway and bridge across Merrimack River, between Bradford and Haverhill. Referred to the committee on Roads and Bridges.

Severally sent up for concurrence.

By Mr. Means of Boston, petition of James W. Switzer and others that the Lynn Aqueduct Company may be required to pay in a capital stock and complete its organization within a definite period. Referred to the committee on the Judiciary.

By Mr. Willson of Salem, a remonstrance of Alexander

Rousing-bells.

Telephones.

*Ibid.*

Hollis Street  
meeting-house  
in Boston.

Adulterations.

Highway and  
bridge across  
Merrimack  
River.

Lynn Aqueduct  
Company.

Normal Art  
School.

H. Rice, William Gaston and P. A. Collins against the abolition of the Normal Art School. Placed on file.

*Orders.*

Fitchburg regis.  
try of deeds

On motion of Mr. Hartwell of Fitchburg,—

*Ordered*, That the joint committee on the Judiciary consider the expediency of establishing a registry of deeds at Fitchburg in the county of Worcester by constituting the city of Fitchburg and the towns of Leominster, Lunenburg, Ashburnham and Westminster and such other towns in said county, and adjoining the above named towns, as may by a vote of the inhabitants thereof so elect, a district for the registry of deeds with the office thereof at the court-house in said Fitchburg.

Local option  
Liquor law.

On motion of Mr. Gilmartin of Lawrence,—

*Ordered*, That the committee on the Liquor Law consider the expediency of repealing or amending that portion of section 5, chapter 100 of the Public Statutes, commonly known as the local option law.

Bonds of rail-  
road companies.

On motion of Mr. Aldrich of Marlborough,—

*Ordered*, That the committee on Railroads consider the expediency of amending section 62 of chapter 112 of the Public Statutes relating to railroad corporations, so that bonds thereby authorized to be issued may be issued for thirty years or for such longer period as may be deemed expedient

Railroad cross-  
ings.

On motion of Mr. Nourse of Lancaster,—

*Ordered*, That the committee on Railroads consider the expediency of so amending sections 129 and 130 of chapter 112 of the Public Statutes, concerning alteration of railroad crossings, as to provide for an appeal from the decision of the county commissioners to the superior court.

Sale of water by  
cities, towns  
and aqueduct  
companies.

On motion of Mr. Smith of Andover,—

*Ordered*, That the committee on Water Supply and Drainage consider the expediency of legislation so that any city, town or aqueduct company possessing or acquiring the right to take and hold water for the extinguishment of fires, the generation of steam, and for domestic or other purposes may be authorized to sell water for all the purposes embraced in its charter to any city, town, corporation or individual residing in a city or town not possessing a water supply.

The order offered yesterday by Mr. E. P. Butler of Boston and laid over, relative to the widening of draws in all bridges over navigable waters, was adopted.

Draws of  
bridges.

Severally sent up for concurrence.

On motion of Mr. Bowker of Boston, —

*Ordered*, That the committee on the Judiciary consider the expediency of legislation defining the liability of abutters who undermine the sidewalk or street in any city or town, and convert the space to their own use.

On motion of Mr. Richardson of Salem, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending section 1 of chapter 85 of the Public Statutes, relating to the maintenance of bastard children, so as to provide that the warrant against the accused shall not issue until the condition of pregnancy of the complainant is duly certified to by a physician in regular standing.

On motion of Mr. Hill of Haverhill, —

*Ordered*, That the committee on the Judiciary consider the expediency of providing that causes of equity and divorce now heard by a single justice of the supreme judicial court shall be heard by a special judge of equity and divorce, or by a senior master in chancery under the direction of the supreme court, such causes to be assigned to him for hearing under a special or general rule of the supreme court.

On motion of Mr. Bates of Sturbridge, —

*Ordered*, That the committee on the Judiciary consider the expediency of legislation requiring town clerks to give bonds in cases where money is received for dog licenses.

On motion of Mr. Sprague of Boston, —

*Ordered*, That the committee on the Judiciary consider the expediency of legislation in relation to deposits made by insurance companies of foreign countries with the treasurer of the Commonwealth, and the administration of the trusts thereby created.

On motion of Mr. Wheeler of Boston, —

*Ordered*, That the committee on Probate and Chancery consider the expediency of legislation concerning the records, files, papers and documents in the State Department, and how their contents may be made accessible for ex-

Bastardy war-  
rants.

Equity and  
divorce.

Bonds of town  
clerks.

Foreign insur-  
ance companies.

Records and  
documents in  
the State de-  
partment.

## JOURNAL OF THE HOUSE,

amination and inspection, how reference to the same may be best facilitated, and what is the proper mode of indexing them.

*Taken from the Table.*

**Certificates of corporations.**

On motion of Mr. Cogswell of Salem, the Abstracts of the Certificates of Corporations were taken from the table, referred to the committee on Mercantile Affairs, and sent up for concurrence.

*Motion to Reconsider.*

**Lynn Aqueduct Company.**

Mr. Dwinell of Winchester moved to reconsider the vote whereby the House passed to be engrossed the Bill relating to the Lynn Aqueduct Company. The motion was lost.

*Bill Enacted.*

**Enacted bill.**

An engrossed Bill to authorize the Boston and Colorado Smelting Company to increase its capital stock (which originated in the Senate) was passed to be enacted, signed and sent to the Senate.

*Papers from the Senate.*

**Liquor law, — District police.**

*Ordered*, In concurrence, that the committee on the Liquor Law consider the expediency of providing for the increase of the force of the district police, with a view to a better enforcement of laws for the regulation of the liquor traffic.

**Salaries of judge and clerk of Lynn police court.**

*Ordered*, In concurrence, that the joint committee on the Judiciary consider the expediency of increasing the salaries of the judge and clerk of the Lynn police court.

**Society for the relief of widows and orphans of deceased clergymen of the Protestant Episcopal Church.**

A Bill in addition to an Act to authorize the Society for the relief of widows and orphans of deceased clergymen of the Protestant Episcopal Church to hold additional real and personal estate, reported on a petition and passed to be engrossed by the Senate, was read and ordered to a second reading.

**Insurance.**

A report of the committee on Insurance, asking to be discharged from further consideration of so much of the Governor's address as relates to insurance, and recommending its reference to the committee on Taxation, accepted by the Senate, was read and accepted, in concurrence.

A report of the committee on Mercantile Affairs, asking to be discharged from further consideration of the order relative to amending the laws in relation to liens for materials furnished for the erection or repair of buildings, and recommending its reference to the committee on the Judiciary, accepted by the Senate, was read and accepted in concurrence.

Liens on buildings.

The petition of William N. Flynt and others for additional compensation for constructing a reservoir at the State Primary School at Monson came down referred, in non-concurrence, to the committee on Public Charitable Institutions, in which reference the House concurred.

State Primary School at Monson.

The following papers were referred, in concurrence:— Petitions of Frank S. Bennett and others, George Butterfield and others, M. Knowles and others, and David F. Joy and others,— severally for a bounty for the killing of foxes, hawks and crows.

Foxes, hawks and crows.

Severally to the committee on Agriculture.

Petition of the mayor of Springfield for amendment of the city charter of said city, in relation to the appointment and removal of police officers. To the committee on Cities.

Springfield charter.

Petition of T. H. Coburn and others, hatters, for an act to prevent the manufacture of soft and stiff wool and felt hats in the State prison. To the committee on Labor.

Felt hats,— convict labor.

Remonstrance of L. P. Hollander and others, against the repeal of the local option feature of the laws for the regulation of the liquor traffic.

Local option liquor law.

Remonstrances of Wendell Phillips and others, and Robert Treat Paine, Jr., and others, against the repeal of the "Screen Law," "School-house Law," so called, and the law allowing adjoining owners to object to the granting of licenses.

"Screen law,"—"School-house law," etc.

Severally to the committee on the Liquor Law.

Petition of Henry J. White for compensation for certain military services, and for State aid. To the committee on Military Affairs.

Henry J. White.

Petition of the Boston & Lowell Railroad Corporation for the revival of chapter 459 of the Acts of the year 1869, being "An Act to incorporate the Great Northern Railroad Company." To the committee on Railroads.

Boston & Lowell R. R.,—Great Northern R. R. Company

**Quannapowitt  
Water Com-  
pany.**

Petition of William B. Stevens and others for ratification and confirmation of a certain contract between the Quannapowitt Water Company and the inhabitants of the town of Stoneham. To the committee on Water Supply and Drainage.

**Bridge across  
Merrimack  
River between  
Bradford and  
Haverhill.**

Petition of Harry H. Hale and others, that the commissioners of Essex County be empowered to locate and construct a bridge between Bradford and Haverhill, near the railroad bridge, across Merrimack River. To the committee on Roads and Bridges.

*Reports of Committees.*

**Jacob K. Lunt.**

By Mr. Cushman of Monson, from the committee on Claims, leave to withdraw, on the petition of D. D. Kelly and others, that a certain claim against the Commonwealth, held by Jacob K. Lunt, may be granted.

**Philip Mackey.**

By Mr. Miller of Pepperell, from the same committee, leave to withdraw, on the petition of Philip Mackey, for compensation for injuries received while at work on the Hoosac Tunnel.

**Hancock.**

By Mr. Melden of Lynn, from the same committee, leave to withdraw, on the petition of the town of Hancock for reimbursement for money paid for support of a State pauper.

**Isadora F. Lin-  
coln.**

By Mr. Bancroft of Cambridge, from the committee on Military Affairs, leave to withdraw, on the petition of Isadora F. Lincoln for State aid.

**Frances E. Bur-  
ton.**

By Mr. Carr of Ashby, from the same committee, leave to withdraw, on the petition of Frances E. Burton for State aid.

**Thomas F.  
Newton.**

By Mr. Parker of Lynn, from the same committee, leave to withdraw, on petition of Thomas F. Newton for compensation for service as a member of Company D, Seventeenth Regiment Massachusetts Volunteers.

**William R.  
Boag.**

By Mr. Hayes of Boston, from the same committee, leave to withdraw, on the petition of William R. Boag for State aid.

**State Normal  
Art School.**

By Mr. Willson of Salem, from the committee on Education, inexpedient to legislate, on an order relative to the abolition of the State Normal Art School, and so much of the address of His Excellency the Governor as relates to the same subject. (See House Doc. No. 56.)

**Preaching of  
annual election**

By Mr. Whitehill of Attleborough, from the committee

on Parishes and Religious Societies, inexpedient to legislate, on an order relative to having the election sermon for the year 1884 preached in the Hall of the House of Representatives. sermon in Representatives' chamber.

By Mr. Glines of Somerville, from the committee on Railroads, leave to withdraw, on the petition of Oliver Peck and others for legislation to prevent unnecessary noise by locomotives on the Housatonic Railroad. Housatonic R. R.

Severally read and placed in the orders of the day for Monday.

By Mr. Sprague of Boston, from the committee on the Judiciary, that the Senate Bill to punish attempts to corrupt females ought not to pass. Read and placed in the orders of the day for Monday, the question being on the rejection of the bill. Attempts to corrupt females.

By Mr. Clark of Somerville, from the committee on Cities, on a petition, a Bill relative to the salary of the mayor of the city of New Bedford. Salary of mayor of New Bedford.

By Mr. Cronin of Boston, from the joint committee on the Judiciary, on a portion of the Governor's address, a Bill extending the jurisdiction of applications for naturalization. Naturalization.

By Mr. Hopkins of Millbury, from the committee on Probate and Chancery, on an order, a Bill relative to extending the time within which suits may be brought against the sureties on guardians' bonds. Suit against sureties on guardians' bonds.

By Mr. Clark of Winchendon, from the committee on Finance, on an order relative to appropriation bills, a Bill making appropriations for expenses of the various charitable and reformatory institutions, and for other purposes. Appropriation bill — charitable and reformatory institutions.

By Mr. Gove of Boston, from the committee on Cities, on a petition, a Bill providing that the mayor of the city of Springfield shall be *ex officio* a member and chairman of the school committee. Springfield charter.

By Mr. Wheeler of Boston, from the same committee, on an order, a Bill relative to the salary of the mayor of the city of Worcester. Salary of the mayor of Worcester.

Severally read and ordered to a second reading.

By Mr. Snow of Boston, from the committee on Military Affairs, on a petition, a Resolve in favor of Stillman C. Spaulding. Stillman C. Spaulding.

By Mr. Barker of Quincy, from the same committee, on the report of the Adjutant-General, in part, a Resolve War records.

relating to the war records in the department of the Adjutant-General.

Severally read and referred, under the rule, to the committee on Finance.

*Orders of the Day.*

*Orders of the day.*

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to returns upon warrants for town meetings was considered. Mr. Bugbee of Southbridge moved to substitute for the report a "Bill in relation to the calling of town meetings." The amendment was rejected and the report was accepted.

Reports of the committee on the Judiciary, leave to withdraw :

On the petition of George K. Long and others for the establishment of a police court for Nantucket; and

On the petition of George E. Brown and others for the removal of the restriction on the sale of jewelry by holders of soldiers' licenses; and

Of the same committee, inexpedient to legislate :

On an order relative to attachment of wages by trustee process, so that no such attachment shall be valid unless the officer at the time of serving the process pay a dollar in money to the supposed trustee; and

On an order relative to counties paying travelling expenses of judges of the supreme judicial court and the superior court;

Were severally accepted.

The report of the committee on Water Supply and Drainage, leave to withdraw, on petitions for legislation authorizing the town of Manchester to take water from Chebacco Pond was accepted and sent up for concurrence.

The report of the committee on Parishes and Religious Societies, inexpedient to legislate, on an order relative to preaching the annual election sermon in the hall of the House of Representatives, was considered. Mr. Stetson of Hanson moved to amend the report by substituting a "Bill relative to the preaching of the annual election sermon." The amendment was carried by a vote of 83 to 58, and the bill was placed in the orders of the day for Monday for a second reading.

Bills :

Amending the charter of the Mutual Fire Assurance Company of Springfield;

Making additional appropriations for certain expenses authorized in the year 1882;

To authorize the city of Lynn to supply the town of Swampscott with water for certain purposes; and

Authorizing the Norwich & Worcester Railroad Company to purchase and hold stock in an incorporated company running steamboats in connection with its railroad to New York city;

Were severally read a second time and ordered to a third reading.

The Senate Bills:

Relating to the crime against nature; and

To authorize the exclusion of spectators from court-rooms during the trial of certain causes;

Were severally rejected, as recommended by the committee on the Judiciary, and notice of rejection, in each case, was sent to the Senate.

Bills:

Relative to the recording of mortgages of personal property;

To repeal an act to empower the inhabitants of the town of Plymouth to choose a board of health, and for removing and preventing nuisances in said town; and

Concerning costs under the trustee process; and the

Resolve in favor of the State Lunatic Hospital at Taunton;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The Resolve providing for the distribution of the abstract of the social and industrial statistics of the Commonwealth was read a third time and was passed to be engrossed, in concurrence.

At twenty-five minutes past three o'clock adjourned.

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MONDAY, Feb. 12, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Cobb of Barnstable, petition of Andrew Lovell <sup>Deer.</sup> and others for legislation for the protection of deer. Referred to the committee on Agriculture.

Dressed poultry.

By Mr. Sullivan of Lawrence, petition of John Breen and others; by Mr. Davenport of Fall River, petition of George W. Davis and others; and by Mr. Ernst of Boston, petition of Thomas Decatur and others,— severally for a law to prohibit the sale, or offering for sale, of poultry dressed with the heads left on and the entrails left in.

Severally referred to the committee on Agriculture.

Northampton.

By Mr. Clark of Northampton, petition of the selectmen and others of Northampton for a city charter for said town. Referred to the committee on Cities.

William Williams.

By Mr. Baker of Beverly, petition of William Williams for funds paid into the State treasury by a public administrator. Referred to the committee on Claims.

Medical colleges.

By Mr. Bowker of Boston, remonstrance of George Dutton and others against the granting of special privileges to any medical college organized under the general law. Referred to the committee on Education.

Salary of county commissioners of Worcester County.

By Mr. Potter of Worcester, petition of the county commissioners of Worcester County for an increase of salary. Referred to the committee on Expenditures.

Weekly payments of wages.

By Mr. Gordon of New Bedford, petition of William Reynolds and 344 others for legislation concerning the weekly payments of wages in industrial institutions.

Felt hats, — convict labor.

By Mr. Steere of Amesbury, petition of the Merrimac Hat Company and others; by Mr. Means of Boston, petition of Matthew Mulloy and 1,217 others; by Mr. Cogswell of Methuen, petition of C. H. Tenney & Bro. and 232 others; by Mr. Dolan of Lawrence, petition of James Kennedy and 404 others; by Mr. Coombs of Newburyport, petition of the Bayley Hat Company and others,— severally for a law to prohibit the manufacture of soft and stiff wool and felt hats in the State prison.

Severally referred to the committee on Labor.

Intoxicating liquors.

By Mr. Gove of Boston, resolutions of the Evangelical Ministers' Association; by Mr. Cable of Hyde Park, petition of H. S. Burton and 1,565 others; by Mr. Baker of Lynn, petition of B. F. Spinney and 975 others; by Mr. Clark of Somerville, petition of P. O. Woodbury and others; by Mr. Davenport of Fall River, petition of Andrew J. Jennings and 414 others; by Mr. Whitney of Westfield, petition of James Noble and 1,077 others; by Mr. Peck of Taunton, petition of Mortimer Blake and 414

others; by Mr. Cronin of Boston, petition of Rev. R. R. Meredith and 171 others; by Mr. Wheeler of Boston, petition of Stilman B. Allen and others; by Mr. Parker of Lynn, petitions of James P. Boyce and 563 others, and of A. K. P. Small and others; by Mr. Boardman of Boston, petition of Rev. J. W. Hamilton and 171 others; by Mr. Beach of Springfield, petition of John Blackmer and 235 others; by Mr. Whiting of Boston, petition of W. S. Davis and 176 others; by Mr. Hayes of Boston, petition of C. K. Cutter and 185 others; by Mr. E. P. Butler of Boston, petition of Alonzo S. Weed and 166 others; by Mr. Hill of Haverhill, petition of Sidney Drinkwater and others; by Mr. Bancroft of Cambridge, petition of Rev. J. W. Short and others; by Mr. Moriarty of Worcester, petition of William G. Babcock and others; by Mr. Higginbottom of Holyoke, petition of R. T. Prentiss and others; by Mr. Winchester of Southborough, petition of M. H. Watson and others; by Mr. Warfield of Buckland, petition of L. B. Ruddock and 119 others; by Mr. Pilsbury of Boston, petition of Rev. Joshua Clement and 166 others; by Mr. McGaragle of Boston, petition of Rev. O. A. Brown and 176 others; by Mr. Barker of Worcester, petition of Rev. B. H. Lane and 113 others; and by Mr. Briggs of Sandwich, petition of H. K. Craig and others,— severally for a constitutional amendment prohibiting the manufacture and sale of intoxicating liquors as a beverage.

By Mr. Kimball of Boxford, petition of Anne H. Kittridge and others that the present license law and the enactment of a prohibitory law may be submitted to the people.

Severally referred to the committee on the Liquor Law.

By Mr. Tarone of Boston, petition of John S. Damrell and others for legislation establishing a standard coupling for use on fire engines, hose and hydrants used in the extinguishment of fires.

By Mr. Bowker of Boston, petition of the New England Manufacturers' and Mechanic Institute for placing funds at the disposal of the Governor to entertain distinguished guests.

Severally referred to the committee on Manufactures.

By Mr. Leighton of Boston, petition of Edwin Wright and others for an extension of the charter of the East Boston Railway, Dock and Elevator Company.

*Ibid.*

*Fire-hose couplings.*

*Fund for the entertainment of distinguished guests.*

*East Boston Railway Dock and Elevator Company.*

- Telephone companies.** By Mr. Smith of Everett, petition of J. B. Everett & Co. and others; and by Mr. Simpson of Newburyport, petition of Gillett & Co. and others,— severally for legislation concerning telephone companies and exchanges.
- Pilotage.** By Mr. Dunham of Fairhaven, remonstrance of R. W. Pease and others against any change in the laws concerning pilotage.
- Compulsory pilotage.** By Mr. Hunt of Boston, petition of A. Richards & Company and others; by Mr. Leighton of Boston, petition of John W. Candler & Company and others; by Mr. Gove of Boston, petition of Conant & Hatch and others; by Mr. Small of Provincetown, petition of Erastus Scudder and others; by Mr. Cronin of Boston, petition of James D. Phinney and others; and by Mr. Nason of Boston, petition of John Dunbar and others,— severally for the repeal or modification of the law concerning compulsory pilotage.
- Severally referred to the committee on Mercantile Affairs.
- Soldiers' Home.** By Mr. Cogswell of Salem, petition of the trustees of the Soldiers' Home for a grant of \$15,000, for the purpose of maintaining a home for deserving soldiers and sailors.
- Ibid.** By Mr. Miller of Colrain, petition of Henry H. Prouty and others, that the request of the trustees of the Soldiers' Home for an appropriation of \$15,000 be granted.
- Catherine Curtin.** By Mr. Sullivan of Lawrence, petition of Catherine Curtin for State aid.
- Severally referred to the committee on Military Affairs.
- Woman's Baptist Missionary Society.** By Mr. Sprague of Boston, petition of the Woman's Baptist Missionary Society for change of name. Referred to the committee on Parishes and Religious Societies.
- Suffolk County house of detention for witnesses.** By Mr. Gove of Boston, petition of Henry Morgan and others that Suffolk County be compelled to furnish a house of detention for witnesses. Referred to the committee on Prisons.
- Union of the Boston board of health with the State board.** By Mr. Wilkinson of Cambridge, petition of James H. Stark and others for a union of the board of health of the city of Boston with that of the State under one head and management. Referred to the committee on Public Health.
- Broad-rimmed wheels.** By Mr. Putney of Wellesley, remonstrances of Stowe,

Bills & Whitney and 20 others ; of Friedman & Bros. and 20 others ; of L. T. Snell and 7 others ; of Coleman, Mead & Co. and 20 others ; of R. Presby & Co. and 20 others ; by Mr. Weston of Newton, remonstrance of C. H. Hurd and 7 others ; by Mr. Craig of Walpole, remonstrance of Willard Lewis and 12 others ; by Mr. Simpson of Newburyport, remonstrance of W. H. Lovett and 20 others ; by Mr. Bird of Natick, remonstrance of Francis Bigelow and 50 others of Natick ; by Mr. Atherton of Wakefield, remonstrance of J. H. Eaton and 40 others ; and by Mr. Reed of Bridgewater, remonstrance of C. Street & Sons and others ; of L. W. Richards and 30 others, — severally against legislation regulating the width of rims to wagon wheels.

Severally referred to the committee on Roads and Bridges.

By Mr. Fennessey of Boston, petition of George W. Warren and 2,010 others in favor of the petition of Joe V. Meigs and others for an Act of incorporation for an elevated railroad company. Referred to the committee on Street Railways.

By Mr. Coombs of Newburyport, petition of J. B. Knight and others for amendment of the laws concerning taxation of mortgaged real estate.

By Mr. Bancroft of Cambridge, remonstrance of Charles Theo. Russell and 37 others ; by Mr. Candage of Brookline, remonstrance of S. A. Denio and 12 others ; by Mr. Wolcott of Boston, remonstrance of Alfred Bicknell and 35 others ; by Mr. Ernst of Boston, remonstrance of John C. Ropes and 15 others ; and by Mr. E. P. Butler of Boston, remonstrance of M. H. Jackson and others, — severally against the repeal or material change of the existing laws appertaining to the assessment and collection of taxes upon mortgaged real estate.

By Mr. Barker of Worcester, petition of Calvin Foster and others ; by Mr. Simpson of Newburyport, petition of E. W. Pearson and others ; by Mr. Moriarty of Worcester, petition of J. P. Cheney ; by Mr. Wheeler of Boston, petition of Charles S. Marsh and others ; and by Mr. Courtney of Lowell, petition of C. Hovey & Co. and others, — severally in favor of the repeal of section 25, chapter 13 of the Public Statutes relating to the taxation upon net values of life insurance policies.

Severally referred to the committee on Taxation.

*Meigs elevated railroad.*

*Taxation of  
mortgaged real  
estate.*

*Ibid.*

*Taxation of  
net values.*

## JOURNAL OF THE HOUSE,

- Fitchburg sewer district.** By Mr. Hartwell of Fitchburg, petition of the city of Fitchburg for the establishment of a sewer district.
- Fitchburg water scrip.** By the same gentleman, petition of the city of Fitchburg for authority to issue additional water scrip.
- Great Barrington Water Company.** By Mr. Joyner of Great Barrington, petition of Edwin D. Humphrey and others for an act requiring the Great Barrington Water Company to furnish water at reasonable rates, and for other purposes.
- Somerville.** By Mr. Lincoln of Somerville, petition of the mayor of Somerville for an act authorizing the board of aldermen of said city to construct and maintain a common sewer in said city.
- Woman suffrage.** Severally referred to the committee on Water Supply and Drainage.
- First Baptist Society in Weston.** By Mr. Whitmarsh of Boston, petition of Eben Tourjée and others, and of Lucy Stone and others; by Mr. Barker of Worcester, petition of Ann B. Earle and others; and by Mr. Hill of Haverhill, petition of E. M. Haynes and 92 others, — severally for woman suffrage.
- Fall River, — Mary B. Young.** Severally referred to the committee on Woman Suffrage. Severally sent up for concurrence.
- Milk.** By Mr. White of Weston, petition of Edwin Hobbs and others for an act of incorporation of the First Baptist Society in Weston.
- Ibid.** By Mr. Davenport of Fall River, petition of the mayor of Fall River for an act authorizing the city council of said city to accept a certain deed, subject to certain conditions.
- Commercial fertilizers.** Severally referred to the committee on the Judiciary.
- Orders.*
- On motion of Mr. Rice of Northborough, —
- Ordered*, That the committee on Agriculture consider the expediency of legislation to prevent the adulteration of milk.
- On motion of Mr. Higginbottom of Holyoke, —
- Ordered*, That the committee on Agriculture consider the expediency of so amending section 12, chapter 57 of the Public Statutes as to provide that when milk is sold in less quantity than one can, no part of a rim or flange to a measure shall be included as a part of such measure.
- On motion of Mr. Pattee of Quincy, —
- Ordered*, That the committee on Agriculture consider

the expediency of amending section 13 of chapter 60 of the Public Statutes relating to commercial fertilizers so as to provide for a more explicit statement on the printed label of the composition of the same.

On motion of Mr. Eastman of Boston, —

*Ordered*, That the committee on Agriculture consider the expediency of amending section 7, chapter 92 of the Public Statutes in regard to snaring game-birds, by striking therefrom the words "passenger pigeons."

Snaring game birds, — passenger pigeons.

On motion of Mr. Dolan of Lawrence, —

*Ordered*, That the committee on the Liquor Law consider the expediency of repealing section 2, chapter 259 of the acts of the year 1882, relating to sureties on bonds of licensed liquor dealers.

Sureties on liquor license bonds.

On motion of Mr. Sprague of Boston, —

*Ordered*, That the committee on Mercantile Affairs consider the expediency of legislation concerning the regulations relative to pilots and pilotage in particular harbors and places in the Commonwealth.

Pilots and pilotage.

On motion of Mr. Dolan of Lawrence, —

*Ordered*, That the committee on Military Affairs consider the expediency of amending sections 2 and 10, chapter 30 of the Public Statutes, so as to include the three months' militia troops of 1861 among those that were credited to Massachusetts.

Militia.

On motion of Mr. Bowker of Boston, —

*Ordered*, That the committee on Prisons consider the expediency of abolishing all money penalties for crime.

Money penalties for crime.

On motion of Mr. Cable of Hyde Park, —

*Ordered*, That the committee on Railroads consider the expediency of providing by law a punishment for improper conduct or language on a steamboat, railroad carriage, and other public conveyances.

Improper conduct on public conveyances.

On motion of Mr. Cable of Hyde Park, —

*Ordered*, That the committee on Railroads consider the expediency of amending the law in regard to the appointment and tenure of office of railroad and steamboat police.

Railroad and steamboat police.

On motion of Mr. Nason of Boston, —

*Ordered*, That the committee on Taxation consider the expediency of providing by law for the exemption from

Taxation of shares in foreign corporations.

**taxation of shares held by citizens of this Commonwealth in foreign corporations.**

Severally sent up for concurrence.

**Trustee process.**

On motion of Mr. Gilmartin of Lawrence, —

*Ordered*, That the committee on the Judiciary consider the expediency of legislation prohibiting the commencement of an action by trustee process when the wages of any party due for labor or service are attached by any person except the plaintiff in the action, or an attorney of the courts of this Commonwealth, and providing that no clerk of a court shall issue trustee writs to any party except an attorney of some of the courts of this Commonwealth, or to the plaintiff in the action.

**Sale of intoxicating liquor to minors.**

On motion of Mr. Pattee of Quincy, —

*Ordered*, That the committee on the Judiciary consider the expediency of providing that a minor who misrepresents his age in order to obtain liquor, or to obtain admission to a billiard, pool or sippio room, or bowling-alley, shall be subject to a penalty.

**Days of grace.**

On motion of Mr. Cable of Hyde Park, —

*Ordered*, That the committee on the Judiciary consider the expediency of abolishing the three days of grace on notes and other mercantile paper.

**Law books, etc. for district courts.**

On motion of Mr. Potter of Worcester, —

*Ordered*, That the committee on the Judiciary consider the expediency of legislation to supply district courts with certain law books, furniture, etc.

**Insolvency warrants.**

On motion of Mr. Hopkins of Millbury, —

*Ordered*, That the committee on Probate and Chancery consider the expediency of amending section 113 of chapter 157 of the Public Statutes so that the judge of probate and insolvency may issue to the messenger the warrant therein provided for when there is probable cause to believe that any person is about to conceal or remove from the State the goods and chattels of the insolvent, or any part thereof.

**Administrators.**

On motion of the same gentleman, —

*Ordered*, That the committee on Probate and Chancery consider the expediency of amending sections 13, 26, 27, 28, 29, 30, 31 and 32 of chapter 136 of the Public Statutes so as to provide a more effectual remedy for the enforcement of claims that do not become due until after

two years from the granting of letters of administration against the heirs, devisees or legatees of the debtor.

On motion of Mr. Morse of Sharon, —

*Ordered*, That the committee on Probate and Chancery consider the expediency of amending the law in relation to guardianship and custody of children, so as to prevent guardians and others, having the custody of minors, from interfering with the free exercise of the religious belief of minors under their care.

Religious rights  
of minors under  
guardianship.

On motion of Mr. Bowker of Boston, —

*Ordered*, That the committee on Leave of Absence consider the expediency of legislation to prevent persons or corporations from making gifts to members of the Legislature, when such persons or corporations may have matters coming before the Legislature.

Gifts to mem-  
bers of the legis-  
lature.

On motion of the same gentleman, —

*Ordered*, That the committee on Leave of Absence consider the expediency of some measure to secure more prompt attendance on the part of members of committees at the meetings of said committees.

Attendance of  
members at  
committee hear-  
ings.

#### *Introduced on Leave.*

By Mr. Joyner of Great Barrington, a Bill to establish the Housatonic District Court and to abolish the District Court of Southern Berkshire. Read, referred to the joint committee on the Judiciary, and sent up for concurrence.

Housatonic Dis-  
trict Court of  
Southern Berk-  
shire.

#### *Bills Enacted.*

Engrossed bills :

Enabling the Boston Produce Exchange to assist the widows, orphans or other relatives of, or any persons dependent upon its deceased members ;

Extending the charter of the Ocean Terminal Railroad, Dock and Elevator Company ; and

Relative to the pensioning of members of the police department of the city of Boston ;

(Which severally originated in the House) ;

Enabling the Spencer Water Company to hold additional real and personal estate ;

Enabling the Roxbury Home for Children and Aged Women to hold additional real and personal estate ;

Enacted bills.

To revive "An Act to incorporate the Newton Mills,"  
and to confirm the doings of said corporation; and  
Concerning the bonds of railroad corporations;  
(Which severally originated in the Senate);  
Were severally passed to be enacted, signed and sent  
to the Senate.

*Papers from the Senate.*

Suits at law and  
in equity.

*Ordered*, In concurrence, that the joint committee on the Judiciary consider the expediency of legislation abolishing all distinction in suits and proceedings at law and in equity, and providing for granting in the same suit such relief at law, or in equity, as the nature of the case may require, and making such changes in existing laws as may be rendered necessary thereby.

Protection of  
prisons from  
fire.

*Ordered*, In concurrence, that the committee on Prisons consider the expediency of legislation for the better protection of the State prisons and jails from fires.

Cambridge  
House of Cor-  
rection.

*Ordered*, In concurrence, that the committee on Prisons consider the expediency of authorizing the purchase of books for a prison library for the House of Correction at Cambridge.

Securities in  
hands of the  
treasurer.

Reports :

Of the committee on Expenditures, on an order relative to examining the securities in the hands of the treasurer and receiver-general, that the securities correspond with the schedules presented by said officer;

Town schools.

Of the committee on Education, leave to withdraw, on the petition of D. W. Spaulding and others for legislation providing a penalty for not maintaining a suitable number of schools in certain towns; and

County esti-  
mated.

Of the committee on Taxation, leave to withdraw, on the petition of Nathaniel Sears and others for legislation to instruct county commissioners to publish estimates for each specific purpose for which a tax is to be levied;

Rousing-bells.

Severally accepted by the Senate, were severally read, and placed in the orders of the day for to-morrow.

The following papers were referred in concurrence : —

Petition of Robert G. Archibald and others for a law authorizing manufacturers to ring rousing-bells at such hours as municipal officers shall designate. To the committee on Manufactures.

Petition of E. Atherton Hunt and others for an act of

incorporation as the Ashwood Cemetery Association, in Weymouth. To the committee on Parishes and Religious Societies.

Petition of the Boston Homœopathic Society for legislation to establish a suitably equipped insane asylum, in which the inmates shall be furnished with suitable homœopathic treatment. To the committee on Public Charitable Institutions.

Remonstrances of Mrs. John Winthrop and 75 others, and of Mrs. N. E. Chase and 56 others, — severally against the further imposition of further political duties upon women. To the committee on Woman Suffrage.

#### *Reports of Committees.*

By Mr. Hartwell of Fitchburg, from the committee on Probate and Chancery, inexpedient to legislate, on an order relative to providing that so much of the personal estate of a married man as is by law exempt from being taken on execution, shall, in case he dies intestate, become the property of his widow.

By Mr. Hutchinson of Chelsea, from the committee on Federal Relations, on the petition of the Massachusetts Indian Association asking for a hearing, that the following order should be adopted :—

*Ordered*, That the use of the Hall of the House of Representatives be tendered to the Massachusetts Indian Association on Monday, February 19, between the hours of ten and twelve in the forenoon, for the purpose of listening to an address by Mr. Herbert Welsh on the injustice done to the Indian tribes in the United States.

Severally read and placed in the orders of the day for to-morrow.

By Mr. Hopkins of Millbury, from the committee on Woman Suffrage, in part, on the petition of Harriet A. Rogers and 4,035 others, for an amendment to the Constitution giving women the same political rights as are now enjoyed by men, a Bill giving to female citizens the right to vote for city and town officers, to hold city and town offices, and to vote in town meetings [Messrs. Barrus of the Senate and Kilduff of the House dissenting]. Read and ordered to a second reading.

By Mr. Pattee of Quincy, from the committee on the Judiciary, asking to be discharged from further considera-

Ashwood Cemetery Association in Weymouth.

Homœopathic treatment for the insane.

Woman suffrage.

Widow's right in property of deceased husband.

Massachusetts Indian Association, — Use of the Representatives' chamber.

Woman suffrage.

Hampshire district court.

tion of the order relative to amending or repealing all or any portion of chapter 227 of the Acts of the year 1882 concerning the establishment of the district court of Hampshire, and recommending its reference to the joint committee on the Judiciary. Read and accepted and sent up for concurrence in the reference.

*Orders of the Day.*

*Orders of the day.*

Reports :

- Of the committee on Claims, leave to withdraw ;
- On the petition of D. D. Kelly and others that a certain claim against the Commonwealth, held by Jacob K. Lunt, may be granted ;
- On the petition of Philip Mackey for compensation for injuries received while at work on the Hoosac Tunnel ; and
- On the petition of the town of Hancock for reimbursement for money paid for support of a State pauper ;
- Of the committee on Military Affairs, leave to withdraw ;
- On the petition of Isadora F. Lincoln for State aid ;
- On the petition of Frances E. Burton for State aid ;
- On the petition of Thomas F. Newton for compensation for service as a member of Company D, Seventeenth Regiment Massachusetts Volunteers ; and
- On the petition of William R. Boag for State aid ;
- Of the committee on Parishes and Religious Societies, inexpedient to legislate, on an order relative to having the election sermon for the year 1884 preached in the Hall of the House of Representatives ; and
- Of the committee on Railroads, leave to withdraw, on the petition of Oliver Peck and others for legislation to prevent unnecessary noise by locomotives on the Housatonic Railroad ;
- Were severally accepted and sent up for concurrence.

Bills :

- Relative to the salary of the mayor of the city of New Bedford ;
- Relative to extending the time within which suits may be brought against the sureties on guardians' bonds ; and
- In addition to "An Act to authorize the Society for the relief of widows and orphans of deceased clergymen of the Protestant Episcopal Church to hold additional real and personal estate" ;

Were severally read a second time and ordered to a third reading.

The Bill amending the charter of the Mutual Fire Assurance Company of Springfield, its title having been changed by the committee on Bills in the Third Reading, to read, "Bill authorizing the Mutual Fire Assurance Company of Springfield to insure personal property," was read a third time, passed to be engrossed and sent up for concurrence.

The Bill to authorize the city of Lynn to supply the town of Swampscott with water for fire purposes, its title having been changed by the committee on Bills in the Third Reading, by substituting the word "fire" for "certain," was read a third time and was passed to be engrossed, in concurrence.

The report of the committee on Education, inexpedient to legislate, on an order relative to the abolition of the State Normal Art School, and so much of the address of His Excellency the Governor as relates to the same subject, was considered. Mr. Hill of Haverhill moved to amend the report by substituting a "Bill concerning the State Normal Art School." After debate the amendment was rejected, and the report was accepted and sent up for concurrence.

The Bill to punish attempts to corrupt females was considered, and, pending the question on its rejection as recommended by the committee on the Judiciary, the House,

At thirty-five minutes past four o'clock adjourned.

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TUESDAY, Feb. 13, 1883.

At two o'clock the Clerk announced that the Speaker was detained at home by sickness, and that he had designated Mr. Sprague of Boston to occupy the chair.

Prayer was offered by the Rev. Dr. Butler of Belmont, a member of the House.

*Petitions Presented.*

By Mr. Peck of Taunton, petition of A. White & Co. Dressed poult  
try.  
and others; by Mr. Morse of Sharon, petition of C.

## JOURNAL OF THE HOUSE,

Foster & Son and others ; by Mr. Hartwell of Fitchburg, petition of W. H. Emory and 83 others ; by Mr. Ernst of Boston, petition of John S. Buckett and others ; by Mr. E. P. Butler of Boston, petition of George D. Brown and others ; by Mr. Switzer of Lynn, petition of Stephen S. Marsh and others ; and by Mr. Candage of Brookline, petition of N. G. Chapin and others, — severally for legislation concerning the sale of dressed poultry.

**Deer.**

By Mr. Cobb of Barnstable, petition of Freeman Lathrop and others for legislation concerning the protection of deer.

**Middlesex North Agricultural Society.**

By Mr. Stockbridge of Amherst, petition of A. C. Varnum and others of Lowell, asking that the Middlesex North Agricultural Society may tax its members for agricultural purposes and to pay its debts.

Severally referred to the committee on Agriculture.

**Savings Bank investments.**

By Mr. Linnell of Orleans, remonstrance of the Wellfleet Savings Bank against any legislation limiting investments by savings banks in the stock of national bank shares. Referred to the committee on Banks and Banking.

**Newburyport, — Newburyport and Amesbury Horse Railroad Company.**

By Mr. Coombs of Newburyport, petition of the mayor of Newburyport for an act to enable said city to purchase shares of the Newburyport and Amesbury Horse Railroad Company. Referred to the committee on Cities.

**Buckland, — Troy & Greenfield Railroad.**

By Mr. Warfield of Buckland, petition of the selectmen of Buckland for an act to reimburse said town for money paid for stock of the Troy and Greenfield Railroad. Referred to the committee on Claims.

**Ames Free Library.**

By Mr. Lackey of Easton, petition of Fred L. Ames for an act to incorporate the Ames Free Library of Easton. Referred to the committee on Education.

**County commissioners of Essex County.**

By Mr. Cogswell of Salem, petition of the county commissioners of Essex County for an increase of salary. Referred to the committee on Expenditures.

**Scallops, — Buzzard's Bay.**

By Mr. Dunham of Fairhaven, petition of Charles H. Pease and others for legislation concerning the catching of scallops in the waters of Buzzard's Bay and its tributaries.

**Fishing in Merrimack River.**

By Mr. Steere of Amesbury, petitions of J. N. Pike and others ; and of Jonathan Morrill and others, — severally for legislation concerning the fisheries in the Merrimack River.

Severally referred to the committee on the Fisheries.

By Mr. Briggs of Sandwich, petition of Henry Stuckle for a grant conferring authority to build a ship canal across Cape Cod. Referred to the committee on Harbors and Public Lands. Cape Cod Canal.

By Mr. Tarone of Boston, petition of Peter C. Crowley and others for a law concerning the weekly payment of wages in industrial institutions. Weekly payments of wages.

By Mr. Huntoon of Lowell, remonstrance of Ettie Abell and others against any legislation compelling weekly payments of wages. Ibid.

By Mr. Warfield of Buckland, petition of the school committee of Buckland for legislation providing that children under twelve years of age shall not be employed in manufacturing, etc., establishments. Employment of children in manufacturing establishments.

By Mr. Hill of Haverhill, petition of Amos W. Downing and others for a change of name of the Haverhill Co-operative Saving Fund and Loan Association. Co-operative Saving Fund and Loan Association.

By Mr. Howland of Plymouth, petition of the Plymouth Co-operative Saving Fund and Loan Association for change of name. Ibid.

By Mr. Parker of Lynn, petition of Amasa C. Robinson and others for an act to prevent the manufacture of soft and stiff wool and felt hats in the State prison. Convict labor.

Severally referred to the committee on Labor.

By Mr. Eames of Wilmington, petition of R. Stuart Chase and 173 others; by Mr. Stetson of Hanson, petition of Alfred Fuller and 42 others; by Mr. Atherton of Wakefield, petition of Azel Ames and 930 others; by Mr. Saville of Lexington, petition of Hiram Reed and 130 others; by Mr. Bowker of Boston, petition of John L. Swift and others; by Mr. Harrub of Plympton, petition of T. M. Ryder and 80 others; by Mr. Kingsley of Cambridge, petition of O. J. Rand and 118 others; by Mr. Copeland of Mansfield, petition of A. S. Gifford and 230 others; by Mr. Howes of Cambridge, petition of James H. Roberts and 190 others; by Mr. Potter of Worcester, petition of L. R. Spaulding and 115 others; by Mr. Warfield of Buckland, petitions of Robert Howes and 95 others, and of V. M. Porter and 35 others; by Mr. Foley of Fall River, petition of J. C. Borden and others; by Mr. Saville of Lexington, petition of Hiram Reed and others; by Mr. O'Connell of Worcester, petition of L. D. Smith and 120 others; by Mr. Hutchinson of Chelsea, petition of Thos. Strahan and 350 others; by Mr. Stet-

Intoxicating liquors.

## JOURNAL OF THE HOUSE,

son of Danvers, petition of Bennett E. Titus and 347 others; by Mr. Steere of Amesbury, petition of John G. Whittier and 422 others; by Mr. Towne of Orange, petition of G. H. Searle and 76 others; by Mr. Foster of Medford, petition of Jefferson Hascall and 288 others; by Mr. Dwinell of Winchester, petition of E. T. Hornblower and 100 others; by Mr. Walker of Worcester, petition of Edwin J. Rice and 128 others; by Mr. Wilkinson of Cambridge, petition of A. A. Stocker, M. D., and 228 others; by Mr. Perry of Rochester, petition of Garrison B. Blackmer and 130 others; by Mr. Jefts of Hudson, petition of W. W. Wheeler and 21 others; by Mr. Barnard of Taunton, petition of Harrison Tweed and 418 others; by Mr. Stow of Fall River, petition of Rev. Warren A. Luce and 236 others; and by Mr. Moriarty of Worcester, petition of A. H. Harrington and 131 others,— severally for an amendment to the Constitution prohibiting the manufacture and sale of intoxicating liquors as a beverage.

Severally referred to the committee on the Liquor Law.

**Compulsory pilotage.**

By Mr. Boardman of Boston, petition of the Boston and Marine Insurance Company; by Mr. Learnard of Boston, petition of Ensign Rogers and others; and by Mr. Campbell of Boston, petition of Joseph Nickerson & Co.,— severally for legislation concerning compulsory pilotage.

Ibid.

By Mr. Simpson of Newburyport, remonstrance of W. A. Johnson and others against the abolition of compulsory pilotage.

**Telephone companies.**

By Mr. Cushman of Monson, petition of R. M. Reynolds and others; by Mr. Babbitt of Taunton, petition of William Reed, Jr., and others; and by Mr. Littlefield of Lynn, petition of Jerome Ingalls and others,— severally for legislation concerning telephone companies.

**Pilots of Buzzard's Bay and Martha's Vineyard.**

By Mr. Denham of New Bedford, petition of Thomas A. Codd and others for legislation concerning the pilots of Buzzard's Bay and Martha's Vineyard.

Ibid.

By the same gentleman, petition of Charles H. Pease and others for legislation prohibiting persons holding licenses as pilots or mates of passenger steamboats or tow-boats from acting as pilots of sailing vessels in Buzzard's Bay or New Bedford harbor.

Severally referred to the committee on Mercantile Affairs.

By Mr. Foster of Medford, petition of William Clafin and others that State aid be granted to Mrs. Marie Maggi. <sup>Marie Maggi.</sup>  
Referred to the committee on Military Affairs.

By Mr. Lincoln of Somerville, petition of the New England Moral Reform Society for amendment of chapter 270 of the acts of the year 1882 for the better protection of children. Referred to the committee on Public Charitable Institutions. <sup>Protection of children.</sup>

By Mr. Linnell of Orleans, petition of George P. Drew and 76 others for legislation concerning the adulteration of articles designed for food, drink or medicine. <sup>Adulteration of food, etc.</sup>

By Mr. Martin of Milton, petition of Walter Preston and others; and by Mr. Adams of Royalston, petition of O. Lappen and others,— severally, that the board of health of the city of Boston be united with the State board. <sup>Union of the State Board of Health with the Board of Health of the city of Boston.</sup>

By Mr. Brigham of South Abington, petition of Charles D. Nash and others for a law to regulate the practice of pharmacy. <sup>Pharmacy.</sup>

Severally referred to the committee on Public Health.

By Mr. Goodman of Dana, petition of Charles G. Allen and others for a change of name of the Boston, Barre & Gardner Railroad Company. <sup>Boston, Barre & Gardner R. R.</sup>

By Mr. Cable of Hyde Park, petition of the Boston & Lowell Railroad Company for authority to purchase the franchise and property of the Middlesex Central Railroad Company.

Severally referred to the committee on Railroads.

By Mr. Fernald of Boston, remonstrances of Dr. W. B. Saunders and 40 others of Boston; of Fenno & Manning and 42 others of Boston; by Mr. Aldrich of Marlborough, remonstrance of Dart & Co. and 40 others of Marlborough; and by Mr. Putney of Wellesley, remonstrances of C. B. Dana and 35 others of Wellesley; of D. D. Curtis and 40 others of Medfield; and of John T. Pitman and 80 others of Canton,— severally against legislation regulating the width of rims to wagon wheels. <sup>Broad-rimmed wheels.</sup>

Severally referred to the committee on Roads and Bridges.

By Mr. Glines of Somerville, petition of Nathaniel B. Clapp for legislation authorizing municipalities to exempt certain land and buildings from taxation in certain cases. <sup>Taxation, — municipalities.</sup>

## JOURNAL OF THE HOUSE,

Taxation of net values of life insurance policies.

By Mr. Walker of Worcester, petition of Thomas A. Clark and others; and by Mr. Dolan of Boston, petition of J. Wilbur Mahoney and others,— severally in favor of the repeal of section 25, chapter 13 of the Public Statutes, relating to the taxation upon net values of life insurance policies.

Double taxation.

By Mr. Ernst of Boston, remonstrances of James T. Eldredge & Co. and others against any change in the laws for the relief of mortgaged property from double taxation.

Arms Library.

By Mr. Aiken of Greenfield, petition of the trustees of the Arms Library for legislation exempting said library and its property from taxation.

Taxation of bank stock.

By Mr. Linnell of Orleans, petition of Simeon Atwood and others for repeal of section 17, chapter 13 of the Public Statutes, concerning the taxation of bank stock.

Severally referred to the committee on Taxation.

Milford memorial building.

By Mr. Hall of Upton, petition of H. B. Thayer and others that the town of Milford be authorized to raise by taxation such sums of money as may be needed for a memorial building. Referred to the committee on Towns.

New Bedford water bonds.

By Mr. Gordon of New Bedford, petition of the city of New Bedford for authority to issue additional water bonds.

Nahant water supply.

By Mr. Melden of Lynn, petition of J. T. Wilson, chairman of the selectmen of the town of Nahant, for authority to provide its inhabitants with pure water for drinking purposes.

Lowell.

By Mr. Varnum of Lowell, petition of Charles Callahan and others for the abatement of a nuisance in Lowell.

Severally referred to the committee on Water Supply and Drainage.

Woman suffrage.

By Mr. Wheeler of Boston, remonstrance of Mrs. E. F. Ames and 38 others; by Mr. Howes of Cambridge, remonstrance of Mrs. John Bartlett and 17 others of Cambridge; and by Mr. Sprague of Boston, remonstrance of Sarah F. Noyes and others,— severally against the imposition of further political duties upon woman.

Ibid.

By Mr. Sayward of Boston, remonstrance of Mrs. H. W. Paine and others; and by Mr. Whitin of Northbridge, remonstrance of Mrs. J. M. S. Williams,— severally against woman suffrage.

Severally referred to the committee on Woman Suffrage.

By Mr. Morse of Sherborn, petition of Joseph H. Ladd, clerk of the first district court of Southern Middlesex, for increase of salary.

Salary of clerk of first district court of Southern Middlesex.

By Mr. Wright of Holyoke, petition of Albert A. Tyler, clerk of the police court of Holyoke, for an increase of salary.

Salary of clerk of Holyoke police court.

By Mr. Boardman of Boston, petition of Peter S. Wheelock, justice of the Roxbury district court, for an increase of salary.

Salary of justice of Roxbury district court.

By Mr. Pattee of Quincy, petition of J. M. F. Howard, justice of the municipal court of the West Roxbury district of the city of Boston, for increase of salary.

Salary of justice of West Roxbury district court.

Severally referred to the joint committee on the Judiciary.

Severally sent up for concurrence.

By Mr. Sayward of Boston, petition of Siegfried Wolffsohn and others that the powers of constables of the city of Boston may be enlarged.

Boston constables.

By Mr. Morse of Sharon, petition of James Keith for an act to confirm certain acts done by him as a justice of the peace.

James Keith.

By Mr. Tarone of Boston, petition of James O. Fallon and others for legislation giving to employés the same right to damages for personal injuries that other persons have.

Employees, — personal injuries.

Severally referred to the committee on the Judiciary.

### Orders.

On motion of Mr. Wells of Hatfield, —

*Ordered*, That the joint committee on the Judiciary consider the expediency of repealing or amending section 2 of chapter 174 of the acts of the year 1882, concerning the transportation of logs and timber upon the Connecticut River.

Transportation of logs on the Connecticut River.

On motion of Mr. Carr of Ashby, —

*Ordered*, That the committee on Agriculture consider the expediency of legislation to prevent the placing of advertisements, notices and signs upon trees along public highways.

Advertisements etc., upon trees.

On motion of Mr. Stockbridge of Amherst, —

*Ordered*, That the committee on Agriculture consider the expediency of further legislation for the prevention of forest fires.

Forest fires.

## JOURNAL OF THE HOUSE,

**Guarantee  
funds of savings  
banks.**

On motion of Mr. Randall of Boston,—

*Ordered*, That the committee on Banks and Banking consider the expediency of amending section 24, chapter 116 of the Public Statutes, relative to reducing to less than five per cent. the guarantee fund of savings banks at the time of making their semi-annual dividends.

**Protection of  
libraries.**

On motion of Mr. Sprague of Boston,—

*Ordered*, That the committee on Education consider the expediency of legislation regarding the further protection of libraries from theft and mutilation.

**Intoxicating  
liquors.**

On motion of the same gentleman,—

*Ordered*, That the committee on the Liquor Law consider the expediency of amending the laws in relation to licenses for the sale of intoxicating liquors so as to provide,—

*First*, That power be given to grant such licenses for each year, beginning May 1, in the months of March and April preceding, as well as in succeeding months; and that notices of applications for such licenses may be published in both said last-named months;

*Second*, That where such licenses shall be granted after May 1 in each year, the authority granting such licenses may make a *pro rata* reduction of the entire license fee, or require the licensee to pay one-twelfth part of the entire annual fee, for each month, and part of month, of the year for which the license may be granted.

**Insurance.**

On motion of Mr. Wheeler of Boston,—

*Ordered*, That the committee on Mercantile Affairs consider the expediency of further legislation to enable merchants, manufacturers and property holders in this Commonwealth to more conveniently obtain adequate insurance.

**Transportation  
of dead bodies.**

On motion of Mr. Saville of Lexington,—

*Ordered*, That the committee on Public Health consider the expediency of further legislation regulating the conveyance by railroad corporations, or other common carriers, of the remains of any person who has died of small-pox, diphtheria, scarlet fever, typhus fever, and other diseases.

**State Board of  
Health.**

On motion of Mr. Howes of Cambridge,—

*Ordered*, That the committee on Public Health consider the expediency of so amending the statutes relative

to health, that the State Board of Health shall consist of one physician from each congressional district, to be appointed by the Governor and Council; and that the duties of this board shall include the subject of the public health, and not lunacy and charity, and it shall decide who may practice medicine, surgery and dentistry within the Commonwealth.

On motion of Mr. Means of Boston, —

*Ordered*, That the committee on Railroads consider the expediency of so amending chapter 112 of the Public Statutes as to give the railroad commissioners the same supervision over steamboats which are common carriers on regular routes and those carrying the United States mails within the waters of this Commonwealth, as is now granted over railroads and railways.

Railroad commissioners, —  
steamboats.

On motion of Mr. Moriarty of Worcester, —

*Ordered*, That the committee on Railroads consider the expediency of preventing railroad corporations from compelling women and children, when travelling as "second-class passengers," to ride in smoking-cars.

Women in  
smoking cars.

On motion of the same gentleman, —

*Ordered*, That the committee on Railroads consider the expediency of compelling railroad corporations to supply a sufficient number of brakemen on freight trains to insure reasonable control of said trains in cases of "breaking apart," and other emergencies.

Brakemen on  
freight trains.

On motion of the same gentleman, —

*Ordered*, That the committee on Railroads consider the expediency of compelling every railroad corporation in this Commonwealth, the market value of whose stock is \$120 per share or upwards, and which has paid a dividend of six per cent. or more during the past three years, to carry all passengers at a rate of fare not exceeding two cents per mile.

Fares on rail-  
roads.

On motion of the same gentleman, —

*Ordered*, That the committee on Railroads consider the expediency of compelling railroad corporations to maintain a flagman at every public highway passed by said corporations at grade.

Flagmen at rail-  
road crossings.

On motion of Mr. Sayward of Boston, —

*Ordered*, That the committee on Railroads consider the expediency of legislation providing for the use of electric

Electric signals  
at railroad  
crossings.

## JOURNAL OF THE HOUSE,

signals for the protection of highways crossing railroads at grade, when in the estimation of the selectmen of a town, or aldermen of a city, protection is required.

*Color blindness  
of railroad em-  
ployees.*

On motion of Mr. Wolcott of Boston,—

*Ordered*, That the committee on Railroads consider the expediency of amending section 179, chapter 112 of the Public Statutes, concerning the examination of certain railroad employés as to defective vision, with authority to send for persons and papers, to employ a stenographer, and to report in print.

*Assessment of  
taxes.*

On motion of Mr. Martin of Milton,—

*Ordered*, That the committee on Taxation consider the expediency of amending chapter 11 of the Public Statutes concerning the assessment of taxes, so as to give further powers to collectors of taxes in cases of evasion of taxation by delinquent tax-payers.

*Militia.*

On motion of Mr. Dolan of Lawrence,—

*Ordered*, That the committee on Military Affairs consider the expediency of legislation to ensure a larger attendance of the volunteer militia at the tours of duty required by law, and also consider if any legislation is necessary to better enable the members thereof to leave their occupations for this purpose; and also to consider the expediency of amending section 28 of the militia law, so as to allow a larger maximum of enlisted men to be mustered into the service, without, however, increasing the present maximum of enlisted men allowed for State duty.

Severally sent up for concurrence.

*Foreclosure of  
mortgages, —  
notice to mort-  
gagors.*

On motion of Mr. O'Connell of Worcester,—

*Ordered*, That the committee on the Judiciary consider the expediency of legislation to compel mortgagees of real estate to give notice to mortgagors when possession is taken by peaceable entry.

*Returns by cor-  
porations of ac-  
ceptance of cer-  
tain acts or re-  
solves.*

On motion of Mr. Aldrich of Marlborough,—

*Ordered*, That the committee on the Judiciary consider the expediency of providing by law that when the validity of an act or resolve depends upon its acceptance by a body politic or corporate, return of the vote or action taken upon the question of its acceptance or rejection shall be made forthwith to the secretary of the Commonwealth.

On motion of Mr. Tyler of Oxford, —

*Ordered*, That the committee on the Judiciary consider the justice as well as the expediency of giving by legislation such interpretation to chapter 2, article 3 of the Constitution that the Lieutenant-Governor of the Commonwealth may succeed, on a permanent vacancy in the office of Governor, to the title and emoluments, as well as to the duties and responsibilities, of the position.

Constitutional amendment, — Lieutenant-Governor.

On motion of Mr. Bowker of Boston, —

*Ordered*, That the committee on the Judiciary consider the expediency of requiring corporations created by any other State, having no property in this Commonwealth, but doing business therein, to provide, by giving bond to the Treasurer of the Commonwealth, so conditioned, or in some other way, some security for the payment of such judgments as may be recovered against them by any citizens of this Commonwealth in any of the courts thereof.

Foreign corporations, — bonds to be deposited with Treasurer.

On motion of Mr. Kimball of Chelsea, —

*Ordered*, That the committee on Probate and Chancery consider the expediency of proving that, in suits against an executor or administrator, the memoranda and declarations made by the deceased person in his lifetime, relative to the subject matter in controversy in such suit, may be admitted in evidence.

Evidence in suits against executors and administrators.

#### *Introduced on Leave.*

By Mr. Kniffin of West Stockbridge, a Bill to establish the district court of South Berkshire. Read and referred to the joint committee on the Judiciary.

South Berkshire district court.

By Mr. Joyner of Great Barrington, a Bill to secure a uniform and true appraisal of estates in the Commonwealth for the purposes of taxation. Read and referred to the committee on Taxation.

Appraisal of estates.

Severally sent up for concurrence.

#### *Papers from the Senate.*

*Ordered*, In concurrence, that the joint committee on the Judiciary consider the expediency of amending section 3 of chapter 245 of the acts of 1882, by inserting after the words "for civil and criminal business," the words, "and the messenger of the justices of the superior court, and that the same may take effect as of May 19, 1882."

Salary of messengers of the superior court.

*Ordered*, In concurrence, that the joint committee on the Judiciary consider the expediency of providing by

Experts as witnesses.

## JOURNAL OF THE HOUSE,

law that persons of skill summoned to attend as witnesses in any cause shall be required to give their opinions in evidence upon questions of science, skill or trade or other like kind, and, upon motion, may be allowed therefor such extra fees and compensation as the court in its discretion may award, and that such extra fee shall form a part of the taxable costs of the suit.

Dog fund.

*Ordered*, In concurrence, that the committee on Agriculture consider the expediency of so amending section 107 of chapter 102 of the Public Statutes as to allow the dog fund to be used for such purposes as towns may direct.

Bounty on foxes.

*Ordered*, In concurrence, that the committee on Agriculture consider the expediency of offering a bounty for the killing of foxes in this Commonwealth.

Deserted children,—  
St. Mary's Infant Asylum in Boston.

*Ordered*, In concurrence, that the committee on Public Charitable Institutions consider the expediency of amending section 21 of chapter 84 of the Public Statutes so that the same provisions of said section in relation to deserted and destitute children may apply to the St. Mary's Infant Asylum in Boston as now apply to the Massachusetts Infant Asylum.

Investigation of management and discipline in prisons.

The two following orders were severally laid over at the request of Mr. Cogswell of Salem:—

Warden of State prison.

*Ordered*, That the committee on Prisons be authorized to investigate the management and discipline in the prisons and houses of correction, to employ a stenographic reporter, to send for persons and papers, and report evidence in print.

Ventilation of Representatives' Chamber and other rooms in the State House.

*Ordered*, That the committee on Prisons consider the expediency of further legislation in relation to money or property in possession of a warden of the State prison when the office held by him becomes vacant.

The order relative to providing better ventilation of the Senate Chamber, Representatives' Hall and other rooms in the State House (House, No. 44), came down referred to the committee on the State House, in which reference the House concurred.

Reports:

Ipswich,—bridge across Ipswich River.

Of the committee on Roads and Bridges, leave to withdraw, on the petition of the selectmen of Ipswich that the county commissioners of Essex may be authorized to reimburse the town of Ipswich from the county treasury a part of the expense of constructing a bridge across the Ipswich River.

Of the committee on Street Railways, leave to withdraw, on the petition of the Massachusetts Society for the Prevention of Cruelty to Animals for legislation concerning the use of salt on railway tracks by street railways; and

Salt on street  
railway tracks.

Of the same committee, leave to withdraw, on the petition of the Adams Express Company for legislation to prevent the use of salt, or any article of a decomposing nature, upon the tracks of street railroads;

Ibid.

Severally accepted by the Senate, were severally read and placed in the orders of the day for to-morrow.

The following papers were severally referred, in concurrence:—

Petition of the mayor of Brockton for amendment of sections 14 and 30 of chapter 192 of the acts of the year 1881, and section 4 of chapter 124 of the acts of the year 1878 relative to the appointment of a board of health in said city. To the committee on Cities.

Brockton board  
of health.

Petition of H. B. Braman and others, members of the Evangelical Religious Society of Wayland, for an act to confirm certain doings of said society. To the committee on Parishes and Religious Societies.

Evangelical Re-  
ligious Society  
of Wayland.

Petition of Albert Keith and others asking for a change of name of the Campello Co-operative Saving Fund and Loan Association. To the committee on Labor.

Campello Co-  
operative Sav-  
ing Fund and  
Loan Associa-  
tion.

Petitions of the spinners of the cotton mills of Fall River; and of 85 owners, treasurers, agents and superintendents of manufacturing companies,—severally that manufacturers may be authorized to ring rousing-bells at such hours as municipal officers shall designate.

Rousing-bells.

Severally to the committee on Manufactures.

Petition of Sister Mary for a grant in aid of the St. Mary's Infant Asylum of Dorchester. To the committee on Public Charitable Institutions.

St. Mary's In-  
fant Asylum.

Petitions of D. F. Noyes and others; J. M. Chase and others; Nathan Warren and others; and of N. Morgan and others,— severally for the repeal of section 25, chapter 13 of the Public Statutes, relative to taxation upon net values of life insurance policies.

Taxation of net  
values of life in-  
surance policies.

Severally to the committee on Taxation.

Petition of Isaac C. Wyman and others for a charter for the purpose of supplying the town of Marblehead and adjacent cities and towns with water for fire and domestic

Marblehead  
water supply.

purposes. To the committee on Water Supply and Drainage.

*Reports of Committees.*

Connecting railroads.

By Mr. Kelley of Cambridge, from the committee on Railroads, inexpedient to legislate, on an order relative to amending section 220 of chapter 112 of the Public Statutes, relating to the leasing of or contracting between railroad corporations whose roads connect with or enter upon each other. Read and placed in the orders of the day for to-morrow.

Lists of committees, etc.

By Mr. Frizzell of Boston, from the committee on Printing, on an order recommitted, that the following order should be adopted: —

*Ordered*, That the Clerks of both branches prepare a book for the use of the Legislature containing the names of the members, a statement of the several committees, and the rules and joint rules of the Senate and House, with the notes and rulings of presiding officers of the Massachusetts Legislature prepared by Hon. George G. Crocker. Read and accepted under suspension of the rules, and the order was adopted and sent up for concurrence.

Husband and wife.

By Mr. Howes of Cambridge, from the committee on the Judiciary, on an order, a Bill authorizing husband and wife to transfer property to each other directly in certain cases.

Railroad fares.

By Mr. Hill of Haverhill, from the committee on Railroads, on an order, a Bill in relation to railroad fares.

Severally read and ordered to a second reading.

*Orders of the Day.*

Orders of the day.

The Bill to punish attempts to corrupt females was rejected, as recommended by the committee on the Judiciary, and notice of its rejection was sent to the Senate.

Bills:

Relative to the salary of the mayor of the city of Worcester;

Providing that the mayor of the city of Springfield shall be *ex officio* a member and chairman of the school committee; and

Making appropriations for expenses of the various charitable and reformatory institutions, and for other purposes;

Were severally read a second time and ordered to a third reading.

Bills :

Making additional appropriations for certain expenses authorized in the year 1882 ; and

Relative to the salary of the mayor of the city of New Bedford ;

Were severally read a third time, passed to be engrossed and sent up for concurrence.

Bills :

Authorizing the Norwich & Worcester Railroad Company to purchase and hold stock in an incorporated company running steamboats in connection with its railroad to New York City ; and

In addition to "An Act to authorize the society for the relief of widows and orphans of deceased clergymen of the Protestant Episcopal Church to hold additional real and personal estate" ;

Were severally read a third time, and passed to be engrossed, in concurrence.

The report of the committee on Probate and Chancery, inexpedient to legislate, on an order relative to the distribution of the personal estate of a married man by law exempt from being taken on execution was accepted.

Reports :

Of the committee on Expenditures, on an order relative to examining the securities in the hands of the treasurer and receiver-general ;

Of the committee on Education, leave to withdraw, on the petition of D. W. Spaulding and others for legislation providing a penalty for not maintaining a suitable number of schools in certain towns ; and

Of the committee on Taxation, leave to withdraw, on the petition of Nathaniel Sears and others for legislation to instruct county commissioners to publish estimates for each specific purpose for which a tax is to be levied ;

Were severally accepted, in concurrence.

The report of the committee on Election Laws, inexpedient to legislate, on so much of the Governor's address as relates to the assessment of the poll-tax was further considered. Mr. Belden of Williamstown moved to amend the report by substituting therefor a " Bill to provide for

a poll-tax assessment by cities and towns, and to exempt certain persons from state and county taxation, and relative to the rights of voters." Pending the consideration of the report, the House,

At ten minutes before five o'clock adjourned.

WEDNESDAY, Feb. 14, 1883.

Met according to adjournment, Mr. Sprague of Boston in the chair by designation of the Speaker, who was still absent on account of sickness.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Lawrence charter.

By Mr. Gilmartin of Lawrence, petition of the mayor of Lawrence for an amendment of the charter of said city, relative to a division of the wards of said city.

Holyoke.

By Mr. Higginbottom of Holyoke, petition of R. P. Crafts and others, citizens of Holyoke, for an act authorizing the redistricting of said city into wards.

Boston common council.

By Mr. Gove of Boston, petition of James J. Flynn, president of the common council of Boston, for such legislation as will give to said body concurrent powers with the board of aldermen.

Boston commissioners.

By Mr. Bowker of Boston, petition of James J. Flynn, president of the Boston common council, for legislation prescribing that in all boards or commissions on which one alderman is to be elected *ex officio*, there shall be two councilmen so elected or appointed.

Boston aldermen.

By Mr. Wheeler of Boston, petition of the mayor of Boston for amendment of laws requiring certain hearings to be held before boards of aldermen.

Obsolete laws.

By Mr. Reed of Boston, petition of the mayor of Boston for repeal of obsolete and inoperative laws.

Publication of ordinances.

By Mr. Murphy of Boston, petition of the mayor of Boston for amendment of laws relating to publication of ordinances.

Deer.

Severally referred to the committee on Cities.

By Mr. Cobb of Barnstable, petition of F. G. Kelley and others for legislation to prevent the killing of deer for a term of years. Referred to the committee on Agriculture.

By Mr. Courtney of Lowell, petition of the mayor of Lowell for payment of the claim of said city against the Commonwealth.

By Mr. Belden of Williamstown, petition of the selectmen of Williamstown and a committee of said town, specially authorized, asking for special relief on account of its subscription of \$33,000 to the stock of the Troy & Greenfield Railroad.

By the same gentleman, petition of Joseph White and others for compensation for certain property now held by the Commonwealth and formerly owned and held by the town of Williamstown.

By Mr. Pilsbury of Boston, petition of Charles P. Brooks of Boston for compensation for damages and extra work in the matter of his contract for repairs on the State House in 1867.

Severally referred to the committee on Claims.

By Mr. McCormick of Boston, petition of the mayor of Boston for extension of the time for commencing the building of a public library in Boston.

By Mr. Willson of Salem, petitions of S. J. Barrows and 13 others; of Edward E. Hale and 117 others; of Francis A. Walker and 23 others; and of Lucretia P. Hale and others,— severally for legislation authorizing the introduction of instruction in the elementary use of hand tools into the public schools.

Severally referred to the committee on Education.

By Mr. Fennessy of Boston, petition of the mayor of Boston for repeal of the acts of the year 1879 in regard to the assessment and apportionment of poll-taxes and other taxes. Referred to the committee on Election Laws.

By Mr. Hill of Haverhill, petition of the mayor of Haverhill for legislation to establish the boundary line between the States of New Hampshire and Massachusetts. Referred to the committee on Federal Relations.

By Mr. Gifford of Westport, petition of James W. Manchester and others of Westport for legislation to prevent the taking of eels from the waters of said town by trawls, or by lights, torches, etc.

By Mr. Fisk of Dennis, petition of Nathaniel Tripp and others for legislation concerning the catching of alewives in the waters of the town of Dennis.

By Mr. Coombs of Newburyport, petition of W. A.

Lowell.

Williamstown,  
—Troy &  
Greenfield Rail-  
road.

Joseph White.

Charles P.  
Brooks.

Boston public  
library.

Hand tools in  
public schools.

Assessment of  
poll-taxes, etc.

Boundary line  
between New  
Hampshire and  
Massachusetts.

Eels.

Alewives in the  
town of Dennis.

Fishing in Mer-  
rimack River.

## JOURNAL OF THE HOUSE,

**Johnson and 213 others for the repeal or amendment of all laws relating to fishing in the Merrimack River.**

Severally referred to the committee on the Fisheries.

**Haverhill.**

By Mr. Hill of Haverhill, petition of the mayor of the city of Haverhill for certain amendments to chapter 202 of the acts of the year 1882, being "An Act authorizing the city of Haverhill to construct a wharf and bridge over the Little River."

**Ibid.**

By the same gentleman, petition of the mayor of Haverhill for the establishment of a harbor line along the waterfront of the city of Haverhill.

**Prison Point flats.**

By Mr. Pilsbury of Boston, petition of the mayor of Boston for extension of time for filling the Prison Point flats in Boston.

**Bridge across Charles River in Boston.**

By the same gentleman, petition of the mayor of Boston for an act authorizing said city to build and maintain a bridge over Charles River.

Severally referred to the committee on Harbors and Public Lands.

**Beverly Insurance Company.**

By Mr. Boardman of Boston, petition of C. A. Fuller and others for change of name of the Beverly Insurance Company.

**Insurance, — marine risks.**

By the same gentleman, petition of R. B. Fuller and others for a modification of the law regulating reserves for insurance on marine risks.

Severally referred to the committee on Insurance.

**Elevators.**

By Mr. Martin of Milton, petition of John Littlefield and others for legislation providing for the better protection of the public from elevator accidents. Referred to the committee on Labor.

**Home for inebriates.**

By Mr. Eastman of Boston, petitions of Lorenzo D. Grosvenor and others; and of William J. Colville and 7 others, — severally for a law providing a temporary missionary home for inebriates.

**Liquor licenses.**

By Mr. Nason of Boston, petition of "The Boston No-License Union" for amendment of section 5, chapter 100 of the Public Statutes, so that the question of voting on the granting of licenses in the several cities and towns in the Commonwealth shall be taken at the annual State election.

**Prohibitory liquor law.**

By Mr. Smith of Leominster, petition of Jonas Brooks and others for the immediate and unconditional repeal of the statutes licensing the sale of ardent spirits.

By Mr. Carr of Ashby, petition of Rev. W. A. Nottage <sup>Ibid.</sup> and 21 others; by Mr. Cushman of Monson, petition of E. Shaw and 43 others; by Mr. Holbrook of Ashland, petition of Samuel S. Baker and 104 others; by Mr. Butterfield of Tyngsborough, petitions of Frank J. Spaulding and 98 others, and of Enos L. Foster and 23 others; by Mr. Cushing of Cohasset, petition of S. P. Stoddard and 210 others; by Mr. Belden of Williamstown, petition of William F. Avery and others; by Mr. White of Weston, petition of Charles S. Hayward and 14 others; by Mr. Briggs of Sandwich, petition of Bernard Paine and 26 others; by Mr. Wells of Hatfield, petition of D. S. Montague and 20 others; by Mr. Babbitt of Taunton, petition of Rev. J. K. Wilson and 420 others; by Mr. Shaylor of Lee, petition of William Tinker and others; by Mr. Wells of Hatfield, petition of George W. Coon and 196 others; by Mr. Clark of Northampton, petition of William J. Edwards and 79 others; by Mr. Bowker of Boston, petition of A. L. Waite and others; by Mr. Howes of Gloucester, petition of James T. Frost and 112 others; by Mr. Morse of Sherborn, petition of Lowell Coolidge and 22 others; by Mr. Searell of New Bedford, petitions of B. Frank Howland and 166 others, and of Alvin Mosher and 135 others; by Mr. Clark of Winchendon, petition of E. H. Baker and 309 others; by Mr. Morse of Sharon, petition of James G. Daveuport and 108 others; by Mr. Warner of Northampton, petition of Horatio G. Knight and 164 others; by Mr. Batchelder of Worcester, petition of E. H. Dunbar and 107 others; by Mr. Kimball of Chelsea, petition of Rev. Edward Otheiman and 356 others; by Mr. Robinson of New Bedford, petition of R. H. Crossman and 142 others; by Mr. Stetson of Danvers, petition of W. J. Hambleton and 54 others; by Mr. Lord of Templeton, petition of Morgan Woods and 49 others; by Mr. Howland of Plymouth, petition of Joseph Ryder and 216 others; by Mr. Switzer of Lynn, petition of J. E. Stocker and others; by Mr. Allen of Windsor, petitions of James T. Allen and 98 others, and of Rev. A. Brainard and 144 others; by Mr. Hunt of Boston, petition of Charles Claverly and 182 others; by Mr. Small of Provincetown, petition of John Dwyer and 457 others; by Mr. Bush of West Brookfield, petition of C. H. Jackson and 362 others; by Mr. Wiggin of Marblehead, petition of Jonas B. Clarke and others; by Mr. Reynolds of Brockton, petition of Rev. Samuel L. Beals

and 486 others; by Mr. Mellen of Worcester, petition of Royal Thayer and 110 others; by Mr. Bird of Natick, petition of George W. Kimball and 56 others; by Mr. Potter of Rutland, petition of Oliver Goodnow and 128 others; by Mr. Entwistle of Framingham, petition of Albert B. Craig and 26 others; by Mr. Cobb of Barnstable, petition of Charles H. Peters and others; by Mr. Douglas of Brockton, petition of Isaac Kingman and 573 others; by Mr. Gordon of New Bedford, petition of George B. Richmond and 168 others; by Mr. Rice of Northborough, petition of William R. Sargent and 81 others; by Mr. Hubbard of Franklin, petition of Alfred Nash and 92 others; by Mr. Whiting of Northbridge, petition of Levi R. White and others; by Mr. Lord of Templeton, petition of George J. Pierce and 24 others; by Mr. Gifford of Westport, petition of A. F. King and 75 others; by Mr. Maguire of Woburn, petition of V. M. Simons and 78 others; by Mr. Putney of Wellesley, petition of O. W. Rice and 53 others; by Mr. Wells of Hattfield, petition of R. M. Woods and 32 others; by Mr. Miller of Colrain, petition of Lorrin P. Keyes and 28 others; by Mr. Candage of Brookline, petition of John B. Brackett and 94 others; by Mr. Welch of Blackstone, petition of W. S. Smithers and 33 others; by Mr. Hildreth of Harvard, petition of R. C. Waterman and others; by Mr. Hubbard of Franklin, petition of L. L. Barrington and others; by Mr. Putney of Wellesley, petition of John E. Rowe and 49 others; by Mr. Carr of Ashby, petition of Levi Wallace and 27 others; by Mr. Miller of Colrain, petition of Hugh B. Miller and 116 others; by Mr. Richardson of Mendon, petition of A. A. Wescott and 87 others; by Mr. Ball of Worcester, petition of Theodore E. Davidson and 113 others; by Mr. Nourse of Lancaster, petition of Lorin B. Kendall and 45 others; by Mr. Weston of Newton, petition of J. W. Boshford and others; by Mr. Martin of Chelsea, petitions of William J. Pratt and others, and of Rufus S. Frost and 238 others; by Mr. Kelley of Cambridge, petition of J. S. Paine and 217 others; by Mr. Linnell of Orleans, petition of C. A. Bradley and 29 others; and by Mr. Chamberlain of Cambridge, petition of Frank Foxcroft and 116 others,—severally for an amendment to the Constitution prohibiting the manufacture and sale of intoxicating liquors as a beverage.

Severally referred to the committee on the Liquor Law.

By Mr. Webster of Montague, petition of the Turner's Falls Company for authority to increase its facilities to furnish water power. Turner's Falls Company.

By Mr. Weston of Newton, petition of John S. Damrell and others for legislation compelling towns to provide themselves with some measures for protection against fire. Fires in towns.

Severally referred to the committee on Manufactures.

By Mr. Holbrook of Ashland, petition of John B. Moore and others; by Mr. Martin of Fall River, petition of Joseph Healey and others; by Mr. Mellen of Worcester, petition of Maynard & Maynard; and by Mr. Kniffin of West Stockbridge, petition of James S. Moore and others, — severally for legislation concerning telephone companies and exchanges. Telephone companies.

By Mr. Davenport of Fall River, petition of Nathaniel Lindsey and others for a law regulating the present system of pilotage. Pilotage.

By Mr. Staples of Concord, petition of James H. Work and others for an act of incorporation as the Piedmont Colonization Company, for the purpose of purchasing lands, mines, etc., in North Carolina and Georgia. Piedmont Colonization Company.

By Mr. Douglas of Brockton, petition of Ira Copeland and others for incorporation as the Brockton Real Estate and Improvement Company. Brockton Real Estate and Improvement Company.

Severally referred to the committee on Mercantile Affairs.

By Mr. Atherton of Wakefield, petition of S. B. Dearborn and others that the request of the trustees of the Soldiers' Home for aid be granted. Soldiers' Home.

By Mr. Means of Boston, petition of the guardian of John William Robert Sawin for State aid to said Sawin. John William Robert Sawin.

By Mr. Craig of Walpole, petition of William H. Rogers and others, members of the Soldiers' Messenger Corps, that the appropriation for a superintendent and a uniform cap may be continued. Soldiers' Messenger Corps.

By Mr. Kimball of Chelsea, petition of Sabina McNish for State aid. Sabina McNish.

By Mr. Eastman of Boston, petition of Adelaide E. Palmer for State aid. Adelaide E. Palmer.

Severally referred to the committee on Military Affairs.

**Universalist Publishing Society.**

**Broadway Orthodox Society.**

**Boston Ecclesiastical Seminary.**

**House of Detention for trial witnesses.**

**Ventilation of public buildings.**

**Adulterations.**

**Union passenger station at Palmer.**

**Discounts on taxes.**

**Taxation of insurance companies.**

**Naumkeag Water Companies.**

**Salem nuisance.**

By Mr. Pilsbury of Boston, petition of the Universalist Publishing Society for an amendment of its charter.

By Mr. Glines of Somerville, petition of the Broadway Orthodox Society for a change of name.

By Mr. Eastman of Boston, petition of John J. Williams and others for an act of incorporation as the Boston Ecclesiastical Seminary.

Severally referred to the committee on Parishes and Religious Societies.

By Mr. Campbell of Boston, petition of Joseph E. Barry and others; and by Mr. Pilsbury of Boston, petition of Henry Orcutt and others,— severally that the county of Suffolk be compelled to establish a House of Detention for trial witnesses.

Severally referred to the committee on Prisons.

By Mr. Stetson of Danvers, petition of Thomas F. White and others for better methods of ventilating the public buildings belonging to the State.

By Mr. Hopkins of Millbury, petition of Dunton & Winter and others for legislation to prevent the adulteration of articles of food.

Severally referred to the committee on Public Health.

By Mr. Cushman of Monson, petition of William Holbrook and 40 others for a union passenger station at Palmer. Referred to the committee on Railroads.

By Mr. Douglas of Brockton, petition of David L. Cowell and others, citizens of Brockton, for the repeal or amendment of section 65 of chapter 11 of the Public Statutes relating to the rate of discount for the voluntary payment of taxes.

By Mr. Boardman of Boston, petition of the Washington Fire and Marine Insurance Company and others for a modification of the laws relative to the taxation of insurance companies in this State.

Severally referred to the committee on Taxation.

By Mr. Parker of Ashburnham, petition of Ivers W. Adams and others for incorporation as the Naumkeag Water Company.

By Mr. Richardson of Salem, petition of the mayor of Salem that said city be authorized to take, by purchase or otherwise, Bowker's Dock, in said city, for the abatement of a nuisance.

By Mr. Staples of Concord, petition of John B. Moore, chairman of the board of water commissioners of Concord, that said town may be authorized to increase its water debt.

By Mr. Bird of Natick, petition of James W. Valentine and others for a law to enable the town of Natick to supply the town of Wellesley with water.

Severally referred to the committee on Water Supply and Drainage.

By Mr. Fernald of Boston, remonstrances of Everett J. Eaton and others; and of Bradford, Thomas & Co. and others,— severally against legislation regulating the width of rims to wagon wheels.

By Mr. Babbitt of Taunton, petition of the mayor of the city of Taunton for an act authorizing the building of a bridge across Taunton Great River.

Severally referred to the committee on Roads and Bridges.

By Mr. Stetson of Danvers, petition of C. H. Shepard and 112 others for woman suffrage.

By Mr. Candage of Brookline, remonstrance of Mrs. Moses Williams and others; by Mr. Sprague of Boston, remonstrance of Mrs. Kate Gannett Wells and 70 others of Boston; by Mr. Wolcott of Boston, remonstrance of Mrs. W. W. Newton and others; and by Mr. Sayward of Boston, remonstrance of Mrs. J. S. Blair and others,— severally against the imposition of further political duties upon women.

Severally referred to the committee on Woman Suffrage.

By Mr. Joyner of Great Barrington, petition of E. D. Humphrey and 13 others for the removal of the justice of the district court of Southern Berkshire.

By Mr. Hartwell of Fitchburg, petitions of William Baker and 21 others; Benj. Snow and 20 others; D. C. Miles and 16 others; and by Mr. Parker of Ashburnham, petition of James E. Vose and 23 others,— severally for a registry of deeds at Fitchburg.

By Mr. Reynolds of Brockton, petition of C. W. Sumner and others, for another shire town in the northern part of Plymouth County.

Severally referred to the joint committee on the Judiciary.

Severally sent up for concurrence.

## JOURNAL OF THE HOUSE,

*Old Ladies' Home at Fitchburg.*

By Mr. Hartwell of Fitchburg, petition of A. W. Sidney and 9 others for a charter for an "Old Ladies' Home at Fitchburg."

*Tatnuck Brook.*

By Mr. Potter of Worcester, petition of the mayor of Worcester for legislation authorizing said city to enter into contracts with the owners of water rights affected by the taking of Tatnuck Brook, to supply them with water in lieu of damages.

*Returns of births.*

By Mr. Gimlich of Pittsfield, petition of Henry Colt, Jr., M. D., for repeal of sections 7 and 9 of chapter 32 of the Public Statutes relative to physicians returning monthly lists of births to city and town clerks.

*Lotteries.*

By Mr. Chester of Malden, petition of Henry Morgan and others; by Mr. Bixby of Adams, petitions of Rev. A. A. Miner and 38 others; Rev. J. C. Foster and 25 others; and Rev. Increase N. Tarbox and 54 others,— severally that better means be provided for enforcing laws against lotteries.

*Rights of employés, — personal injuries.*

By Mr. Hunt of Boston, petition of Frank K. Foster and others for legislation giving to employés the same right to damages for personal injuries that other persons have.

Severally referred to the committee on the Judiciary.

*Orders.*

*Berkshire courts.*

On motion of Mr. Joyner of Great Barrington,—

*Ordered*, That the joint committee on the Judiciary consider the expediency of revising the system of district and police courts in the county of Berkshire, and also the expediency of establishing additional courts.

*Central Norfolk District Court.*

On motion of Mr. Craig of Walpole,—

*Ordered*, That the joint committee on the Judiciary consider the expediency of establishing a district court in the towns of Stoughton, Canton, Sharon and Walpole, or in one or more of said towns, and to be called the Central Norfolk District Court.

*Licensing of dogs.*

On motion of Mr. Barton of Dalton,—

*Ordered*, That the committee on Agriculture consider the expediency of further legislation in regard to the licensing of dogs.

*Agricultural ex-*

On motion of Mr. Stockbridge of Amherst,—

*Ordered*, That the committee on Agriculture consider

the expediency of amending chapter 212 of the acts of the year 1882, it being "An Act to establish an agricultural experiment station."

On motion of Mr. Knox of Chester,—

*Ordered*, That the committee on Agriculture consider the expediency of legislation offering a bounty for the killing of wild-cats.

On motion of Mr. Rice of Northborough,—

*Ordered*, That the committee on Agriculture consider the expediency of legislation for the better protection of wild game.

On motion of Mr. Mellen of Worcester,—

*Ordered*, That the committee on Banks and Banking consider the expediency of legislation requiring of savings banks a system of accounts, and the keeping of a record of deposits and of certain facts pertaining to depositors, so that a comprehensive knowledge may be obtained of the amount and sums deposited by the wage-workers of the State.

On motion of Mr. Ernst of Boston,—

*Ordered*, That the committee on Election Laws consider the expediency of so amending the provisions of chapter 7 of the Public Statutes, relative to the conduct of elections, that the same may conform with the requirements of the Constitution.

On motion of Mr. Gove of Boston,—

*Ordered*, That the committee on Cities consider the expediency of providing that any city council be authorized to provide that when a vacancy occurs in the board of aldermen of said city, it shall be filled by the election of a substitute person by such city council in joint convention.

On motion of Mr. Morse of Sharon,—

*Ordered*, That the committee on Cities consider the expediency of authorizing the mayor and aldermen of cities and selectmen of towns to purchase shade-trees standing near the highway, of the owners of land abutting thereon, with the right of preserving and maintaining the same.

On motion of Mr. Cronin of Boston,—

*Ordered*, That the committee on Cities consider the expediency of authorizing the city of Boston to widen

periment sta-  
tion.

Bounty on wild  
cats.

Wild game.

Accounts of sav-  
ings banks, —  
deposits by  
wage-workers.

Elections.

Vacancies in  
boards of alder-  
men.

Shade-trees.

Widening Tre-  
mont and Boyl-  
ston streets in  
Boston.

## JOURNAL OF THE HOUSE,

Tremont and Boylston streets in said city by taking for that purpose a contiguous portion of Boston Common.

On motion of Mr. Sayward of Boston, —

*Normal Art School, — Drawing in public schools.*

*Ordered*, That the committee on Education consider the expediency of an investigation of the proper functions of the Normal Art School in its relation to public education, and also into the result of efforts made to introduce drawing into the public schools of the State.

On motion of Mr. Bixby of Adams, —

*Town of Florida.*

*Ordered*, That the committee on Education consider the expediency of conveying to the town of Florida certain land in said town belonging to the Commonwealth, to be used by said town as a site for a school-house.

On motion of Mr. Mackintosh of Dedham, —

*Medical schools.*

*Ordered*, That the committee on Education consider the expediency of so amending chapter 115 of the Public Statutes, relative to the incorporation of certain associations, that medical schools and colleges shall be excepted from the provisions of said act.

On motion of Mr. Joyner of Great Barrington, —

*Text-books in public schools.*

*Ordered*, That the committee on Education consider the expediency of providing by law that the State Board of Education prescribe a uniform series of text-books for use in all public schools in the Commonwealth.

On motion of Mr. Foster of Medford, —

*Buying votes at elections.*

*Ordered*, That the committee on Election Laws consider the expediency of legislation making it a penal crime to buy or sell votes at any election.

On motion of Mr. Hill of Haverhill, —

*Hoosac Tunnel and Troy & Greenfield Railroad.*

*Ordered*, That the committee on Hoosac Tunnel and Troy and Greenfield Railroad consider the expediency of enabling the Governor and Council, with the assent of all parties interested, to form a corporation for the operation of the Hoosac Tunnel and Troy and Greenfield Railroad, said corporation to be made up of stock and bonds representing the interest and title of the Commonwealth, together with the holders of all outstanding mortgage, stock or bond interest in said property, and all the holders of claims on said property; all of such interests to be converted into stock and bonds.

On motion of the same gentleman, —

*Ibid.*

*Ordered*, That the committee on the Hoosac Tunnel and

Troy and Greenfield Railroad consider the expediency of authorizing the Governor and Council, for the purpose of securing to the Commonwealth a more complete and undisputed title in the Hoosac Tunnel and Troy and Greenfield Railroad, to procure a release and discharge to the Commonwealth of all claims to said property, whether in law or equity, and to make a contract of sale of the Hoosac Tunnel and Troy and Greenfield Railroad, and from the amount received pay and satisfy in full all claims against said property and the Commonwealth on account thereof.

On motion of Mr. Meaus of Boston, —

*Ordered*, That the committee on Insurance consider the expediency of repealing or amending section 166 of chapter 119 of the Public Statutes, relative to foreign life insurance companies, so they may be compelled to afford like rights and protection to citizens of this Commonwealth, as to forfeiture of policies for non-payment of premium, that home companies are compelled to extend, and to prevent an absolute loss to policy-holders, by poverty or accident, unable to pay foreign premiums.

Foreign life insurance companies.

On motion of Mr. Bowker of Boston, —

*Ordered*, That the committee on the Liquor Law consider the expediency of some change in the law to prevent the violation of the Constitution in searching private houses, places of business, and the confiscation of property under the process of the liquor law.

Liquor law, — search warrants.

On motion of Mr. Hartwell of Fitchburg, —

*Ordered*, That the committee on Mercantile Affairs consider the expediency of providing by law that no manufacturing or other corporation shall borrow money or issue notes therefor without the consent and approval of a majority of its directors, or of a committee of its directors chosen for that purpose.

Corporations.

On motion of Mr. Stetson of Hanson, —

*Ordered*, That the committee on Military Affairs consider the expediency of legislation prohibiting the use of funds from the treasury for the payment of a military escort to the Governor on the occasion of Harvard Commencement.

Governor's military escort, — Harvard Commencement.

On motion of Mr. Babbitt of Taunton, —

*Ordered*, That the committee on Prisons consider the expediency of amending the statutes, so that the county commissioners may, at their discretion, remove prisoners

Removal of prisoners.

## JOURNAL OF THE HOUSE,

from the house of correction to jails, or from jails to the house of correction, within their respective counties.

Plymouth  
County house  
of correction.

On motion of the same gentleman, —

*Ordered*, That the committee on Prisons consider the expediency of authorizing the repairing or rebuilding of the jail and house of correction at Plymouth.

False imprison-  
ment.

On motion of Mr. Bowker of Boston, —

*Ordered*, That the committee on Prisons consider the expediency of some legislation to compensate persons for false imprisonment.

State work-  
house at Bridge-  
water.

On motion of Mr. Kelley of Cambridge, —

*Ordered*, That the committee on Public Charitable Institutions consider the expediency of abolishing the state workhouse at Bridgewater, and of using the buildings for some other purpose.

Public health, —  
small-pox.

On motion of Mr. Stow of Fall River, —

*Ordered*, That the committee on Public Health consider the expediency of amending chapter 80 of the Public Statutes, relating to the preservation of the public health, so that boards of health of any city or town shall notify the State Board of Health of the occurrence of cases of smallpox within twenty-four hours of such occurrence, and that physicians shall furnish to the clerks of cities and towns a record of the vaccination of such persons as far as possible, and that such clerks shall keep such records.

Safety of pas-  
sengers on rail-  
roads.

On motion of Mr. Lincoln of Somerville, —

*Ordered*, That the committee on Railroads consider the expediency of further legislation to protect the lives and safety of passengers on railroads, by providing a penalty for unlawful interference with the cars or other property of a railroad corporation.

Bridge between  
Deer Island and  
Salisbury over  
the Merrimack  
River.

On motion of Mr. Steere of Amesbury, —

*Ordered*, That the committee on Roads and Bridges consider the expediency of legislation fixing the proportion of the cost of building the draws, piers and other parts of the new bridge between Deer Island and Salisbury over the Merrimack River, to be paid by the Commonwealth or the county of Essex, or both.

Street railway  
companies.

On motion of Mr. Weston of Newton, —

*Ordered*, That the committee on Street Railways consider the expediency of amending chapter 113 of the Public Statutes, by striking out or amending section 49 of said

chapter, relating to the use of the tracks of one company by another.

On motion of Mr. Bowker of Boston, —

*Ordered*, That the Auditor of the Commonwealth, as soon as possible, furnish for the information of the Legislature a statement of all moneys that have been expended each year since 1863 for repairs, alterations, or improvements in or upon the State House.

Cost of repairs  
on State House.

Severally sent up for concurrence.

On motion of Mr. Holbrook of Ashland, —

*Ordered*, That the committee on the Judiciary consider the expediency of so amending chapter 27, section 74 of the Public Statutes, in regard to road commissioners, as to enable a town to accept the provisions of chapter 158 of the acts of the year 1871, or of said section 74, in regard to road commissioners, and the three following sections, although such town may have so accepted said provisions and afterwards revoked such acceptance.

Road commis-  
sioners.

On motion of Mr. Sprague of Boston, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending the Public Statutes relative to the disposition of the new shares in case of the increase of capital stock of corporations organized under the general laws.

Shares in cor-  
porations.

On motion of Mr. Aiken of Greenfield, —

*Ordered*, That the committee on the Judiciary consider the expediency of authorizing police and district courts and trial justices to bind by recognizance government witnesses in criminal cases pending before them, for their appearance at such place and time as said cases may be continued.

Government  
witnesses in  
criminal cases.

On motion of Mr. Dolan of Lawrence, —

*Ordered*, That the committee on the Judiciary consider the expediency of so amending section 3, chapter 77 of the Public Statutes, as to provide that it shall not be lawful to contract for or pay any greater rate of interest on borrowed money than six per cent.

Rate of interest.

On motion of Mr. Martin of Milton, —

*Ordered*, That the committee on the Judiciary consider the expediency of so amending the Public Statutes that notaries public shall have jurisdiction and the right to act in any and all the counties.

Notaries public.

Petitions for partitions of lands.

On motion of Mr. Weston of Newton, —

*Ordered*, That the committee on the Judiciary consider the expediency of providing by law that in petitions for partitions of lands in the supreme judicial court or the superior court, if there be more than one respondent, such respondents, or any of them, may, at their election, have their shares set off together or in severalty.

Attachments under mesne process.

On motion of Mr. Boardman of Boston, —

*Ordered*, That the committee on the Judiciary consider the expediency of so modifying the law relating to attachment under mesne process, that no keeper shall be allowed to be put in a private dwelling-house or residence.

Notice in cases of injuries upon highways.

On motion of Mr. O'Connell of Worcester, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending the law relative to remedies for injuries sustained upon highways so that the notice now required to be given in writing may be waived whenever actual notice of the time, place and cause of the injury has otherwise been given.

Imprisonment of poor debtors.

On motion of Mr. Eastman of Boston, —

*Ordered*, That the committee on the Judiciary consider the expediency of repealing all laws which provide for the imprisonment of poor debtors.

Rockets.

On motion of the same gentleman, —

*Ordered*, That the committee on the Judiciary consider the expediency of so amending sections 54 and 55 of chapter 102 of the Public Statutes in regard to rockets, as to include "torpedoes" within the provisions thereof.

Election of assessors in towns.

On motion of Mr. Maguire of Woburn, —

*Ordered*, That the committee on the Judiciary consider the expediency of so amending section 65 of chapter 27 of the Public Statutes, relative to the election of assessors in towns, as to provide that in towns where the number of assessors is more than five, they may be elected in the manner provided in section 64 of said chapter for the election of selectmen.

Election of overseers of the poor in towns.

On motion of the same gentleman, —

*Ordered*, That the committee on the Judiciary consider the expediency of so amending section 69 of chapter 27 of the Public Statutes, relative to the election of overseers of the poor in towns, as to provide that in towns where the number of overseers of the poor is more than

three, they may be elected in the manner provided in section 64 of said chapter for the election of selectmen.

On motion of Mr. Baker of Beverly, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending chapter 103 of the Public Statutes, so that all who, in any way carry on the business of, or act as, detectives in a private capacity, shall be licensed.

On motion of Mr. Miller of Pepperell, —

*Ordered*, That the committee on the Judiciary consider the expediency of legislation exempting from attachment a horse or yoke of oxen, in actions against farmers owning a small amount of property.

On motion of Mr. Fernald of Boston, —

*Ordered*, That the committee on the Judiciary consider the expediency of legislation providing that all conditional sales of personal property, or leases of the same, so called, when payments are to be made by installments, and the property is not to vest in the purchaser till the whole sum is paid, be recorded in the city or town records where the property is situated, or where the purchaser resides or has a principal place of business.

On motion of Mr. Hopkins of Millbury, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending the Constitution so that women who are attorneys-at-law may be appointed justices of the peace and notaries-public.

On motion of Mr. Bixby of Adams, —

*Ordered*, That the committee on the Judiciary consider the expediency of providing by law that no public exhibition of sparring shall be held in the Commonwealth, and of amending section 2 of chapter 211 of the Public Statutes so as to allow complaints to be made in cases where such exhibitions are about to be held.

On motion of Mr. Beach of Springfield, —

*Ordered*, That the committee on the Judiciary consider the expediency of legislation providing that whenever an employé be killed through the negligence of the employer, that the representatives of the deceased shall have the same right to maintain an action as the deceased would have had if death had not resulted, and fixing the limit of the sum which such representatives shall be entitled to recover.

Private detectives.

Suits against farmers.

Conditional sales of personal property.

Women as justices of the peace and notaries-public.

Sparring.

Negligence of employers.  
Damages for injuries of employés.

Criminal cases before trial justices.

On motion of Mr. Aiken of Greenfield, —

*Ordered*, That the committee on the Judiciary consider the expediency of providing for the continuance of criminal cases pending before trial justices; also the expediency of permitting any other trial justice for the same county to attend and hear and determine or continue any criminal case begun before a trial justice in which there has been an arraignment and continuance under section 26 of chapter 212 of the Public Statutes, upon the written request of the trial justice who has made such arraignment and continuance.

Discharge of poor convicts.

On motion of Mr. Kelley of Cambridge, —

*Ordered*, That the committee on the Judiciary consider the expediency of so amending section 17 of chapter 222 of the Public Statutes, relating to the discharge of poor convicts, as to provide that masters in chancery or commissioners of insolvency, may order and make the necessary examination and order the discharge of said convicts.

Tenants at will.

On motion of the same gentleman, —

*Ordered*, That the committee on the Judiciary consider the expediency of providing by law that tenants at will, who comply with the conditions of the possession of premises, shall not be disposed or disturbed without reasonable notice.

Marriages.

On motion of the same gentleman, —

*Ordered*, That the committee on the Judiciary consider the expediency of so amending chapter 145, section 22 of the Public Statutes, as to provide that no minister of the gospel shall solemnize marriages in this State until he has first been registered in the office of the secretary of state, and a commission for that purpose shall have been issued to him, and then only so long as he shall remain a citizen of the Commonwealth.

Unclaimed dividends in insolvency.

On motion of Mr. Means of Boston, —

*Ordered*, That the committee on the Judiciary consider the expediency of providing for the disposition of unclaimed dividends to creditors in insolvency.

Sewer assessments.

On motion of Mr. Howes of Cambridge, —

*Ordered*, That the committee on the Judiciary consider the expediency of providing by law that real estate sold for non-payment of sewer assessments may be redeemed, the same as if sold for non-payment of taxes.

On motion of Mr. Gove of Boston, —

*Ordered*, That the committee on the Judiciary consider the expediency of providing by law for abandonment of lands taken under eminent domain. Eminent do-  
main.

On motion of Mr. Means of Boston, —

*Ordered*, That the committee on the Judiciary consider the expediency of providing by law that municipal corporations may authorize an attorney or other person to sign all papers and processes necessary to be signed in prosecution or defence of writs in court, and that such person be exempt from giving bail. Municipal cor-  
porations.

On motion of Mr. Clark of Winchendon, —

*Ordered*, That the committee on the Judiciary consider the expediency of amending chapter 212 of the Public Statutes, in regard to the appointment and duties of probation officers. Probation offi-  
cers.

On motion of Mr. Newell of Longmeadow, —

*Ordered*, That the committee on the Judiciary consider the expediency of providing by law a penalty for all persons found guilty of taking down, mutilating or destroying any town-meeting warrant or voters' lists, posted by lawful authority. Town-meeting  
warrants.

On motion of Mr. Cushing of Cohasset, —

*Ordered*, That the committee on Probate and Chancery consider the expediency of amending chapter 87 of the Public Statutes, so that provision may be made for the care or custody of persons addicted to the habit of opium eating, and their commitment by some tribunal, in the manner of insane persons. Opium eaters.

On motion of Mr. Dwinell of Winchester, —

*Ordered*, That the committee on Probate and Chancery consider the expediency of increasing the salary of the assistant register of probate and insolvency for the county of Middlesex. Assistant regis-  
ter of probate  
and insolveney  
of Middlesex  
County.

*Introduced on Leave.*

By Mr. Cable of Hyde Park, a Bill relating to the examination of railroad employés for color blindness and other defective sight. Read and referred to the committee on Railroads. Color blindness.

By the same gentleman, a Bill in relation to the taxation of foreign mining companies. Read and referred to the committee on Taxation. Foreign mining  
companies.

## JOURNAL OF THE HOUSE,

**Fire-escapes, — factories, etc.**

By Mr. Potter of Worcester, a Bill relating to fire-escapes and to the construction of factories, hotels, school-buildings and mercantile establishments. Read and referred to the committee on Labor.

**Evening schools.**

By Mr. Aiken of Greenfield, a Bill to amend section 12 of chapter 44 of the Public Statutes, relating to evening schools. Read and referred to the committee on Education.

Severally sent up for concurrence.

**Travelling on the Lord's Day.**

By Mr. Gimlich of Pittsfield, a Bill to authorize persons travelling upon the Lord's Day to recover damages for injuries caused by defects in highways.

**Aiding the poor.**

By Mr. Kelley of Cambridge, a Bill to protect recipients of outside aid from unnecessary advertisement or exposure.

Severally read and referred to the committee on the Judiciary.

*Savings Bank Commissioners' Report.*

**Commissioners of Savings Banks.**

The annual report of the Board of Commissioners of Savings Banks was received, referred to the committee on Banks and Banking and sent up for concurrence.

*Bill Enacted.*

**Enacted bill.**

An engrossed Bill authorizing the Pilgrim Society to hold additional real and personal estate (which originated in the House) was passed to be enacted, signed and sent to the Senate.

*Papers from the Senate.*

**Savings bank deposits.**

*Ordered*, In concurrence, that the committee on Banks Banking consider the expediency of further legislation with reference to deposits, loans and investments by savings banks and institutions for savings.

**Reports of treasurers of savings banks.**

*Ordered*, in concurrence, that the committee on Banks and Banking consider the expediency of additional legislation regarding the annual reports of treasurers of savings banks to the savings bank commissioners.

**Voting.**

*Ordered*, In concurrence, that the committee on Election Laws consider the expediency of legislation to enforce the duty of voting.

**Fishing in North River.**

*Ordered*, In concurrence, that the committee on the

Fisheries consider the expediency of amendment of sections 4 and 6 of chapter 44 of the acts of the year 1881, to regulate the taking of fish in North River in the county of Plymouth.

*Ordered*, In concurrence, that the committee on the Liquor Law consider the expediency of amending section 2 of chapter 259 of the acts of 1882 in relation to sureties on bonds.

Sureties on bonds.

*Ordered*, In concurrence, that the committee on Manufactures consider the expediency of further legislation regarding fire-escapes and the application of safety appliances to elevators, and what changes are necessary to secure the better enforcement of the laws.

Elevators, — fire escapes.

*Ordered*, In concurrence, that the committee on Railroads consider the expediency of additional legislation for the better protection of life and property at railroad grade-crossings of public highways or streets.

Railroad grade-crossings.

The report of the committee on Election Laws, inexpedient to legislate, on an order relative to providing that the residence of voters shall not be required on voting lists, except in cities, accepted by the Senate, was read and placed in the orders of the day for to-morrow.

Voters and voting lists.

Bills :

Relating to the manner of issuing licenses to manufacturers or importers of commercial fertilizers (reported on a bill introduced on leave in the Senate);

Commercial fertilizers.

In addition to "An Act to incorporate the Bible Society of Massachusetts"; and

Massachusetts Bible Society.

Providing for the removal of the remains in the Whitinsville Burying Ground (so called) to Pine Grove Cemetery;

Whitinsville Burying Ground.

(Severally reported on petitions ;)

Severally passed to be engrossed by the Senate, were severally read and ordered to a second reading.

An engrossed Bill to extend the charter of the Somerville Horse Railroad Company came down from the Senate with the endorsement, "Returned to the Senate at its request, enactment reconsidered and referred to the committee on Street Railways. Sent down for concurrence." On motion of Mr. Williams of Foxborough, under suspension of the rule moved by that gentleman, the House reconsidered the vote whereby the bill was passed to be enacted by the House. Pending the recurring question

Somerville Horse Railroad Company.

on enactment, the House concurred with the Senate in the reference, on further motion of the same gentleman, and the bill was returned to the Senate endorsed accordingly.

**Fishing in Merrimack River.  
Union Safe Deposit Vaults.**

The House bills :

Relating to fishing in the Merrimack River; and  
To incorporate the Union Safe Deposit Vaults;

Came down severally passed to be engrossed in concurrence with certain amendments, and were severally placed in the order of the day for to-morrow, the question in each case being on concurring with the Senate in the amendments.

**Investigation of management of prisons.**

The Senate order relative to investigating the management and discipline in the prisons and houses of correction, laid over from yesterday, was considered, and, after debate, was adopted in concurrence.

**Warden of State Prison.**

The Senate order relative to the expediency of further legislation in relation to money or property in possession of a warden of the State prison when the office held by him becomes vacant, laid over from yesterday, was considered and adopted, in concurrence.

**Savings bank investments.**

The following papers were severally referred, in concurrence : —

Petition of the Old Colony Railroad Company for a change in the law respecting the investments which may be made by savings banks and institutions for savings. To the committee on Banks and Banking.

**Overseers of the poor of North Brookfield.**

Petition of the overseers of the poor of North Brookfield that said town may be reimbursed for moneys paid for the support of an insane pauper. To the committee on Claims.

**Springfield Co-operative Saving Fund and Loan Association.**

Petition of the Springfield Co-operative Saving Fund and Loan Association for a change of name. To the committee on Labor.

**Chapin Paper and Pulp Co.**

Petition of the Chapin Paper and Pulp Company for a change of its corporate name; and

**Richmond Iron Works.**

Petition of John M. Seeley and others for legislation to ratify and make valid the acts of the president and treasurer of the Richmond Iron Works.

**Militia officers.**

Petition of Benj. F. Peach and others that officers of the militia may be authorized to wear upon the coat collar

the insignia of higher rank that the wearer may have previously attained in the military service of the National or State governments. To the committee on Military Affairs.

Petition of the trustees of the State Workhouse at Bridgewater for an appropriation for the purchase of new steam-boilers for said institution. To the committee on Public Charitable Institutions.

Remonstrance of George Collins and others against the passage of any act regulating the width of rims to wagon wheels. To the committee on Roads and Bridges.

A Bill to regulate the practice of dentistry, taken from the Senate files of last year, was read and referred, in concurrence, to the committee on Public Health.

#### *Reports of Committees.*

By Mr. Howes of Cambridge, from the committee on the Judiciary, inexpedient to legislate, on an order relative to transferring the trial of capital causes to the Superior Court.

By Mr. Warner of Northampton, from the committee on Cities, inexpedient to legislate, on an order relative to amending the charter of the city of New Bedford, so as to provide for the election of overseers of the poor by the city council.

Severally read and placed in the orders of the day for to-morrow.

By Mr. Pedrick of Marblehead, from the committee on Mercantile Affairs, asking to be discharged from further consideration of the Bill (on leave) to secure the sanctity of burials, and recommending its reference to the committee on the Judiciary.

By Mr. Dwinell of Winchester, from the committee on Roads and Bridges, asking to be discharged from the further consideration of an order relative to authorizing county commissioners and selectmen to lay out highways across flats from high to low water mark, and recommending its reference to the committee on the Judiciary.

Severally read and accepted and sent up for concurrence in the discharge of the committee in each case.

By Mr. Maguire of Woburn, from the committee on Cities, on a petition, a Bill to establish voting precincts in the city of Cambridge.

Bridgewater  
State Work-  
house.

Broad-rimmed  
wheels.

Dentistry.

Trials of capital  
causes.

New Bedford.

Burials.

Highways  
across flats.

Voting pre-  
cincts in Cam-  
bridge.

## JOURNAL OF THE HOUSE,

*Eastern Junction, Broad Sound Pier & Point Shirley Railroad Company et al.*

*Massachusetts Hospital Life Insurance Company.*

*Assessors and masters in chancery.*

*Boston common council.*

*Orders of the day.*

By Mr. Cable of Hyde Park, from the committee on Railroads, on a petition, a Bill to authorize the union of the Eastern Junction, Broad Sound Pier & Point Shirley Railroad Company, the Boston, Winthrop & Point Shirley Railroad Company, and the Boston & Winthrop Railroad Company.

By Mr. Jacobs of Hingham, from the committee on Banks and Banking, on a petition, a Bill to authorize the Massachusetts Hospital Life Insurance Company to hold additional real estate.

By Mr. Hopkins of Millbury, from the committee on Probate and Chancery, on two orders, a Bill in relation to the compensation of assessors, masters in chancery and special masters.

By Mr. Wheeler of Boston, from the committee on Cities, on an order, a Bill relating to the eligibility to office of members of the city council of the city of Boston.

Severally read and ordered to a second reading.

*Orders of the Day.*

After going through the orders of the day, all the matters therein having been passed for debate, the House,

At ten minutes before five o'clock adjourned.

THURSDAY, Feb. 15, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

*Registry of deeds at Fitchburg.*

*Lotteries.*

By Mr. Smith of Leominster, petition of A. L. Burditt and 17 others for the establishment of a registry of deeds at Fitchburg. Referred to the joint committee on the Judiciary and sent up for concurrence.

By Mr. Potter of Worcester, petitions of Rev. Bradford K. Peirce and 23 others; and of Rev. S. G. Parsons and 15 others, — severally for legislation concerning lotteries.

Severally referred to the committee on the Judiciary.

*Order.*

The following order, offered by Mr. Bixby of Adams, was adopted, under the suspension of the 12th Joint Rule, and sent up for concurrence in the suspension of the rule:—

*Ordered*, That the committee on the Judiciary consider the expediency of so amending sections 49 and 52 of chapter 172 of the Public Statutes as to authorize any creditor of the fraudulent grantor of real estate to seize and sell on execution the fraudulent grantee's right of redemption in such real estate. Redemption of real estate.

*House Rule No. 31 Amended.*

On motion of Mr. Sprague of Boston, House Rule No. 31 was amended by striking out in line 1 the word "first" and inserting instead the word "second," so as to provide that committees shall make final report on or before the second Wednesday in March upon all matters referred to them, etc. House Rule No. 31.

*Papers from the Senate.*

*Ordered*, In concurrence, that the committee on Agriculture consider the expediency of repealing section 5 of chapter 92, and section 105 of chapter 203 of the Public Statutes, or so much thereof as relates to the shooting of pigeons. Pigeons.

*Ordered*, In concurrence, that the committee on Claims consider the expediency of providing by statute for the discharge of all claims against the Commonwealth, whether barred by the statute of limitation or otherwise. Claims against the Commonwealth.

*Ordered*, In concurrence, that the committee on Election Laws consider the expediency of providing by law that cities in this Commonwealth may hold their elections for city and ward officers on the day of the State election. Elections in cities.

*Ordered*, In concurrence, that the committee on Election Laws consider the expediency of providing by law that all employés of persons or corporations shall have at least two hours for the purpose of voting on days of general elections. Employés, — voting.

*Ordered*, In concurrence, that the committee on Railroads consider the expediency of repealing the last clause of section 54 of chapter 112 of the Public Statutes, relative to proxies. Proxies.

**Old State House.**

*Ordered*, In concurrence, that the committee on the State House consider the expediency of authorizing the Governor and Council to transfer to the city of Boston any old furniture or other articles used in, or identified with, the old State House.

**Color blindness.**

*Ordered*, In concurrence, that the committee on Railroads consider the expediency of amending section 179 of chapter 112 of the Public Statutes, so as to more accurately define the examination of color blindness.

**Appropriation bill.**

The House Bill in further addition to "An Act making appropriations for the maintenance of the government during the present year" came down passed to be engrossed in concurrence, with an amendment, in which the House concurred under suspension of the rule.

**Reports :**

Of the committee on Expenditures, inexpedient to legislate, on so much of the Governor's address as relates to the subject of furnishing supplies for the State at its charitable and reformatory institutions; and

Of the committee on Railroads, inexpedient to legislate, on the annual report of the State Directors of the Boston & Albany Railroad Company;

Severally accepted by the Senate, were severally read and placed in the orders of the day for to-morrow.

**Assessment of taxes.**

A Bill in relation to the assessment of taxes (reported on a House order relative to assessors entering in blank books furnished the places of residence of tax-payers), passed to be engrossed by the Senate, was read and ordered to a second reading.

**Treasurer of Middlesex County.**

The following papers were referred, in concurrence:—

Petition of the treasurer of Middlesex County for an increase of salary. To the committee on Expenditures.

**Fishing in Merrimack River. Smelts.**

Petition of John B. Nichols and others for a repeal of all the laws prohibiting the taking of fish from Merrimack River; also for a repeal of the law prohibiting persons from having smelts in their possession at certain times. To the committee on the Fisheries.

**Cape Cod Ship Canal.**

Petition of the Cape Cod Ship Canal Company for an extension of its charter; and

**Ibid.**

Petition of William Seward, Jr., and others for an act of incorporation as the Cape Cod Ship Canal Company.

**Severally to the committee on Harbors and Public Lands.**

Petition of Humphrey Grant and others in aid of the petition of the trustees of the Soldiers' Home for a grant of \$15,000 from the Commonwealth. To the committee on Military Affairs. Soldiers' Home.

Petition of Owen Howard and others for the repeal of section 24, chapter 80 of the Public Statutes, relative to the powers of boards of health. To the committee on Public Health. Boards of Health.

Petition of William M. Newhall and others for the union of the Eastern Railroad and the Boston, Revere Beach & Lynn Railroad Company. To the committee on Railroads. Eastern and Boston, Revere Beach & Lynn R.R. Cos.

Petitions of Charles B. Emerson and others, and B. P. Chadwick and others, — severally in aid of the petition of Harry H. Hale and others for the building of a bridge between Haverhill and Bradford. Bridge between Haverhill and Bradford.

**Severally to the committee on Roads and Bridges.**

Petition of Joseph P. Johnson and others for authority for the town of Provincetown to build a wharf and to issue its bonds to pay for the same. To the committee on Towns. Provincetown.

Petition of P. W. French and others for an act to authorize the introduction of water into the village of East Weymouth by the Hingham Water Company. To the committee on Water Supply and Drainage. East Weymouth.—Hingham Water Company.

A Bill making provisions for licensing foreign corporations, and associations organized to carry on the business of life or accident insurance on the assessment plan, to do business in this Commonwealth (introduced on leave in the Senate), was read and referred, in concurrence, to the committee on Insurance. Foreign insurance corporations.

A Resolve in favor of the Gettysburg Battlefield Memorial Association, taken from the Senate files of last year, was read and referred, in concurrence, to the committee on Military Affairs. Gettysburg Battlefield Memorial Association.

*Discharged from the Orders.*

On motion of Mr. Candage of Brookline, the Bill to authorize the union of the Eastern Junction, Broad Sound Pier & Point Shirley Railroad Company, the Boston, Win- Eastern Junction Broad Sound Pier and Point Shirley Railroad *et al.*

## JOURNAL OF THE HOUSE,

throp & Point Shirley Railroad Company, and the Boston & Winthrop Railroad Company was discharged from the orders of the day and considered under suspension of the rule. It was read a second time, and, pending the question on ordering to a third reading, it was, on further motion of the same gentleman, referred to the committee on Harbors and Public Lands, and sent up for concurrence.

**Massachusetts Indian Association.**

On motion of Mr. Chappelle of Boston, the report of the committee on Federal Relations, on the petition of the Massachusetts Indian Association asking for a hearing, recommending the adoption of an order relative to tendering the use of the Hall of the House of Representatives to the Massachusetts Indian Association on Monday, February 19, was discharged from the orders of the day and considered under a suspension of the rule. On motions of Mr. Hutchinson of Chelsea, the order was amended by striking out "Hall of the House of Representatives" and inserting instead thereof "Green Room"; also by striking out "Monday, February 19" and inserting instead thereof "Tuesday, February 20." The order, as amended, was adopted and was sent to the Senate for concurrence.

*Reports of Committees.*

**"Massachusetts Digest."**

By Mr. Means of Boston, from the committee on the Judiciary, inexpedient to legislate, on an order relative to authorizing the secretary of the Commonwealth to furnish the cities and towns with copies of the "Massachusetts Digest."

**Juries.**

By the same gentleman, from the same committee, inexpedient to legislate, on an order relative to limiting the time within which juries shall be compelled to consider cases.

**Breaking and entering.**

By Mr. Howes of Cambridge, from the same committee, inexpedient to legislate, on an order relative to providing a penalty for breaking and entering with intent to commit a less crime than felony.

**Clerical assistance for the supreme court Judges.**

By Mr. Cogswell of Salem, from the same committee, inexpedient to legislate, on an order relative to clerical assistance for the justices of the Supreme Judicial Court.

**Brookline police court.**

By the same gentleman, from the joint committee on the Judiciary, inexpedient to legislate, on an order relative to establishing a clerkship for the police court of Brookline.

By Mr. Parker of Lynn, from the committee on Military Affairs; leave to withdraw, on the petition of James Flynn for compensation for services rendered in 1861 as Fourth Lieutenant of the Fourteenth Regiment.

James Flynn.

By Mr. Morse of Sharon, from the committee on Taxation, inexpedient to legislate, on an order relative to exempting from taxation ships engaged in the foreign carrying trade, when owned by corporations.

Taxation of  
ships engaged in  
foreign carrying  
trade.

Severally read and placed in the orders of the day for to-morrow.

By Mr. Potter of Worcester, from the committee on the Judiciary, asking to be discharged from the further consideration of the order relative to legislation for the security of guests in hotels and recommending its reference to the committee on Labor. Read, accepted and sent up for concurrence in the reference.

Security of  
guests in hotels.

By Mr. Cogswell of Salem, from the committee on the Judiciary, on a petition, a Bill to authorize the city of Boston to take land for public institutions.

Boston public  
institutions.

By the same gentleman, from the same committee, on an order, a Bill relating to fees of witnesses and officers at inquests.

Fees for attend-  
ance at inquests.

Severally read and ordered to a second reading.

By the same gentleman, from the same committee, that the Bill (on leave) in relation to the resignation and retirement of justices of the Supreme Judicial and Superior Courts, with continuance of salary during life, ought not to pass. Read and placed in the orders of the day for to-morrow, the question being on the rejection of the bill.

Retirement of  
certain judges.

### *Orders of the Day.*

#### Reports :

Of the committee on Cities, inexpedient to legislate, on an order relative to amending the charter of the city of New Bedford, so as to provide for the election of overseers of the poor by the city council ; and

Orders of the  
day.

Of the committee on Railroads, inexpedient to legislate, on an order relative to the leasing of or contracting between railroad corporations whose roads connect with or enter upon each other ;

Were severally accepted and sent up for concurrence.

#### Reports :

Of the committee on Roads and Bridges, leave to with-

## JOURNAL OF THE HOUSE,

draw, on the petition of the selectmen of Ipswich that the county commissioners of Essex may be authorized to reimburse the town of Ipswich from the county treasury a part of the expense of constructing a bridge across the Ipswich River;

Of the committee on Street Railways, leave to withdraw, on the petition of the Adams Express Company for legislation to prevent the use of salt, or any article of a decomposing nature, upon the tracks of street railroads; and

Of the committee on Election Laws, inexpedient to legislate, on an order relative to providing that the residence of voters shall not be required on voting lists, except in cities;

Were severally accepted in concurrence.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to transferring the trial of capital causes to the Superior Court was accepted.

Bills:

In relation to the compensation of assessors, masters in chancery and special masters;

Providing for the removal of the remains in the Whitinsville Burying Ground (so called) to Pine Grove Cemetery; and

Relating to the manner of issuing licenses to manufacturers or importers of commercial fertilizers;

Were severally read a second time and ordered to a third reading.

Bills:

Relative to the salary of the mayor of the city of Worcester;

Providing that the mayor of the city of Springfield shall be *ex officio* a member and chairman of the school committee; and

Making appropriations for expenses of the various charitable and reformatory institutions, and for other purposes;

Were severally read a third time, passed to be engrossed and sent up for concurrence.

The House concurred in the Senate amendment to the House Bill to incorporate the Union Safe Deposit Vaults, and the bill was returned to the Senate indorsed accordingly.

The House non-concurred in the Senate amendments to the House Bill relative to fishing in the Merrimack River, and asked for a committee of conference. Messrs. Coombs of Newburyport, Hill of Haverhill and Varnum of Lowell were appointed on the part of the House.

Sent up for concurrence.

The report of the committee on Election Laws, inexpedient to legislate, on so much of the Governor's address as relates to the assessment of the poll-tax was further considered. Mr. Belden of Williamstown moved to lay the report on the table, that certain questions to be proposed concerning the constitutionality of the substitute bill moved by him might be submitted to the justices of the supreme judicial court. On this question the yeas and nays were ordered, at the request of Mr. Fennessey of Boston, and, the roll being called, the motion to lay on the table was lost by a vote of 92 yeas to 111 nays, as follows:

YEAS.

Messrs. Aldrich, Samuel N.	Messrs. Douglas, William L.
Allen, Heman L.	Eaton, William N.
Baker, John I.	Entwistle, James R.
Barnard, Charles T.	Fennessey, Jer. G.
Barton, John S.	Fernald, Oliver G.
Belden, Charles D.	Foley, Patrick E.
Bird, Warren A.	Frizzell, William H.
Boardman, Halsey J.	Fuller, Charles
Brigham, Andrew C.	Fuller, Warren D.
Butler, Thomas C.	Gilmartin, Dennis
Butterfield, Jesse B.	Gimlich, Jacob
Cheever, John H.	Hayes, John E.
Clark, Aaron F.	Holbrook, Caleb
Clark, George L.	Hopkins, John
Clark, Wilder P.	Hunt, Samuel C.
Cogswell, William	Jackson, John
Coulin, Christopher P.	Joyner, Herbert C.
Copeland, William A.	Kilduff, William
Costello, Michael W.	Knox, Charles H.
Courtney, John	Lamb, Abraham J.
Cowdrey, George	Leonard, Edwin
Craig, George E.	Littlefield, George W.
Cronin, Cornelius F.	Mackintosh, Chas. A.
Cushing, Louis T.	Maguire, John G.
Doherty, John	Manning, Patrick H.
Dolan, Daniel F.	Martin, Charles B.
Dolan, Michael J.	Martin, Henry B.
Donahoe, Charles W.	McCormick, Martin S.

## JOURNAL OF THE HOUSE,

<b>Messrs.</b> McDonald, Patrick F.	<b>Messrs.</b> Reynolds, Enos H.
McGaragle, Patrick F.	Sayward, William H.
Melden, William R.	Sexton, Michael
Mellen, James H.	Shaw, Edward H.
Miller, Charles H.	Staples, Samuel
Moriarty, Eugene M.	Stetson, Alonzo J.
Morrison, Alva S.	Stockbridge, Levi
Morse, Bushrod	Stow, T. Dwight
Newell, Charles S.	Tarone, James
O'Brien, Francis	Warner, John F.
O'Connell, David F.	Webster, Franklin I.
Pattee, William G. A.	Welch, Americus
Peabody, W. Scott	Wells, Daniel W.
Pedrick, Francis E.	Whitmarsh, William W.
Potter, Burton W.	Wildes, Ansel F.
Potter, Richman H.	Wilkinson, John W.
Randall, Charles L.	Williams, Fred. H.
Reade, John	
Reed, Charles M.	

## NAYS.

<b>Messrs.</b> Aiken, John A.	<b>Messrs.</b> Cushman, Solomon F.
Atherton, Arlon S.	Davenport, James F.
Babbitt, Francis S.	Davis, Samuel M.
Baker, Charles H.	Denham, James R.
Barker Forrest E.	Dunham, Rufus A.
Barker, George A.	Dwinell, James F.
Batchelder, George E.	Eames, Warren
Bates, Emory L.	Eastman, Edmund T.
Bixby, Nelson H.	Ernst, Geo. A. O.
Briggs, Bradford B.	Foster, Joshua T.
Browne, Andrew J.	Foster, W. W.
Bugbee, Benajah U.	Freeman, Clarendon A.
Burr, Charles C.	Freeman, Josiah
Bush, Horace W.	Gifford, John W.
Butler, Daniel	Glines, Edward
Butler, Edward P.	Goodman, Allen W.
Cable, Hobart M.	Gordon, William, Jr.
Campbell, Benj. F.	Gove, Jesse M.
Candage, Rufus G. F.	Hartwell, Harris C.
Carr, Alonzo A.	Higginbottom, Allen
Chamberlain, Geo. D.	Hildreth, Edwin A.
Chester, William F.	Hill, Edwin N.
Clark, Charles N.	Holley, Tristram R.
Clark, Elijah C.	Howes, Lewis W.
Cluff, Daniel B.	Hubbard, Sabin
Cobb, Francis D.	Huntoon, George L.
Cogswell, Adams H.	Hutchinson, Chas. C.
Coombs, John P.	Jacobs, Joseph, Jr.

Messrs. Jefts, Luman T.	Messrs. Small, Edward E.
Kellogg, George	Smith, Charles
Kimball, D. Frank	Smith, George E.
Lackey, George A.	Smith, Joel
Lawrence, Omon H.	Snow, Edmund F.
Learnard, George E.	Sprague, Henry H.
Leighton, John W.	Starbird, Charles D.
Leonard, Job M.	Stebbins, John B.
Linnell, Solomon, 2d	Stetson, George F.
Lord, Charles S.	Stetson, Sprague S.
Mason, James H.	Streeter, Dwight W.
Miller, John D.	Sweetser, Albert H.
Morse, Leonard T.	Tilly, John
Nason, Jesse L.	Towne, Charles A.
Nourse, Henry S.	Varnum, Daniel H.
Olmsted, John	Walker, Aaron G.
Parker, John L.	Warfield, Henry L.
Peck, Herbert L.	Weston, Thomas, Jr.
Perry, Isaac F. B.	Wheeler, Charles
Pilsbury, Edwin L.	White, Henry J.
Putney, Lyman K.	Whitlin, Arthur F.
Rice, Samuel I.	Whiting, Albert T.
Richardson, Chas. W.	Whitney, William H.
Robinson, Orlando G.	Wiggins, Thomas P.
Sargent, Wingate P.	Willson, Edmund B.
Saville, Leonard A.	Winchester, Fitch A.
Searell, William A.	Wolcott, Roger
Shaylor, Pliny M.	

Yea, 92; nays, 111.

On this question Messrs. Kelley of Cambridge, Bowker of Boston, Howes of Cambridge, Gaffney of Gloucester, Beach of Springfield and Tyler of Oxford, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Ball of Worcester, Switzer of Lynn, Adams of Royalston, Parker of Ashburnham, Bancroft of Cambridge and Whitehill of Attleborough.

Mr. Joyner of Great Barrington moved to amend the report by substituting therefor a "Bill to amend section 1 of chapter 6 of the Public Statutes, and to provide for the assessment and collection of poll-taxes." Pending this amendment and the amendment moved by Mr. Belden, the House,

At ten minutes before five o'clock adjourned.

FRIDAY, Feb. 16, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

**Intoxicating  
liquors.**

By Mr. Cogswell of Salem, petition of Enoch Lord and 251 others; by Mr. Glines of Somerville, petition of Dr. R. L. Lane and 187 others; by Mr. Denham of New Bedford, petition of Rev. H. K. Pevear and 169 others; by Mr. Reed of Bridgewater, petition of H. Kimball and 488 others; and by Mr. Ambrose of West Newbury, petition of Albert Sargent and 286 others,— severally for an amendment to the Constitution prohibiting the manufacture and sale of intoxicating liquors as a beverage.

Severally referred to the committee on the Liquor Law.  
Severally sent up for concurrence.

*Papers from the Senate.*

**Municipal  
courts in Bos-  
ton, Jamaica  
Plain district.**

*Ordered*, In concurrence, that the joint committee on the Judiciary consider the expediency of increasing the salaries of certain officers of the municipal court in Boston, Jamaica Plain district.

**Reports of free  
public libraries.**

*Ordered*, In concurrence, that the committee on Education consider the expediency of legislation requiring trustees or committees having charge of free public libraries to make an annual printed report to their respective towns, said report also to be sent to the State librarian.

**Sessions of the  
Legislature.**

*Ordered*, In concurrence, that the committee on Election Laws consider the expediency of limiting by law the time of sessions of the Legislature to one hundred days for each session, and report upon the same.

**Steam engi-  
neers.**

*Ordered*, In concurrence, that the committee on Manufactures consider the expediency of establishing a board of examiners to pass upon the qualification of steam engineers employed in manufacturing establishments.

**Insane hospi-  
tals.**

*Ordered*, In concurrence, that the committee on Public Charitable Institutions consider the expediency of changing the names of the insane hospitals of the State to hospitals for mental diseases.

**Inspection of  
meat.**

*Ordered*, In concurrence, that the committee on Public

Health continue the expediency of amending the laws concerning the inspection of beef and other meats used for food, whether slaughtered in or without this Commonwealth.

*Ordered*, In concurrence, that the committee on Taxation consider the expediency of legislation placing taxation principally on real estate and tangible personal property.

The following order was, at the request of Mr. Cogswell of Salem, laid over until Monday: —

*Ordered*, That the committee on Prisons consider the expediency of amending chapter 222 of the Public Statutes relating to the discharge of poor convicts.

The following order was, at the request of the same gentleman, laid over until Monday: —

*Ordered*, That the committee on Cities consider the expediency of amending the building laws of the city of Boston.

The petition of Leverett Saltonstall and others for legislation to introduce the American ballot-box at State elections, was referred, in concurrence, to the committee on Election Laws.

The petition of George H. Patch and 14,300 others, legal voters of Massachusetts, in aid of the petition of the trustees of the Massachusetts Soldiers' Home for a grant of \$15,000 for the purpose of maintaining a home for deserving soldiers and sailors, was referred, in concurrence to the committee on Military Affairs.

A Bill to authorize the town of Marlborough to issue additional water bonds, notes, or scrip, and for other purposes, reported on a petition and passed to be engrossed by the Senate, took its several readings under suspension of the rules and was passed to be engrossed, in concurrence.

#### *Resolve Passed.*

An engrossed Resolve providing for the distribution of the abstract of the social and industrial statistics of the Commonwealth (which originated in the Senate) was passed, signed and sent to the Senate.

#### *Discharged from the Orders.*

On motion of Mr. Kilduff of Boston, the Bill giving to female citizens the right to vote for city and town offi-

Woman suffrage.

## JOURNAL OF THE HOUSE,

cers, to hold city and town offices, and to vote in town meetings, was discharged from the orders of the day under a suspension of the rule. It was read a second time, and pending the question on ordering to a third reading, it was, on motion of the same gentleman, postponed for further consideration until next Tuesday, to be placed first in the orders of the day for that day.

*Reports of Committees.*

**Salary of justice and clerk of the Somerville police court.**

By Mr. Cogswell of Salem, from the joint committee on the Judiciary, leave to withdraw on the petition of the justice and clerk of the police court of Somerville for increase of salaries.

**Salary of clerk of the Newton police court.**

By the same gentleman, from the same committee, leave to withdraw, on the petition of Edward W. Cate, clerk of the police court of Newton, for increase of salary.

**Salary of clerk of the Boston municipal criminal court.**

By Mr. Bixby of Adams, from the same committee, leave to withdraw on the petition of John C. Leighton, clerk of the municipal court of the city of Boston (criminal session), for increase of salary.

**Salary of the clerk of the Lawrence police Court.**

By Mr. Potter of Worcester, from the same committee, leave to withdraw, on petition of Henry F. Hopkins, clerk of the police court of Lawrence, for an increase of salary.

**Salary of justice of second district court of eastern Middlesex.**

By Mr. Aldrich of Marlborough, from the same committee, leave to withdraw, on the petition of Enos T. Luce, justice of the second district court of eastern Middlesex, for increase of salary.

**Salary of members of the General Court.**

By Mr. Davenport of Fall River, from the committee on Expenditures, inexpedient to legislate, on an order relative to compensation of members of the Legislature.

**Marion, — shell-fish.**

By Mr. Brigham of South Abington, from the committee on Fisheries, leave to withdraw, on the petition of the selectmen of Marion for a law to prohibit dredging for shell-fish in certain waters of said town.

**John Atwood, et al.**

By Mr. Courtney of Lowell, from the committee on Claims, leave to withdraw, on the petition of John Atwood and others for compensation for certain land belonging to them ceded to the general government in 1864.

**French Spoliation Claims.**

By Mr. Freeman of Chatham, from the committee on Federal Relations, on an order, a Resolution relative to the French Spoliation Claims.

Severally read and placed in the orders of the day for Monday.

**Ellen Madigan.**

By Mr. O'Connell of Worcester, from the committee on Claims, on a petition, a Resolve in favor of Ellen

Madigan. Read and referred, under the rule, to the committee on Finance.

By Mr. Aldrich of Marlborough, from the joint committee on the Judiciary, that the Bill (on leave) providing for a clerk for the second district court of eastern Middlesex ought to pass. Placed in the orders of the day for Monday for a second reading.

By Mr. Knox of Chester, from the committee on Mercantile Affairs, on a petition, a Bill to authorize the National Tube Works Company to increase its capital stock.

By Mr. Sprague of Boston, from the committee on the Judiciary, on an order, a Bill to amend the Public Statutes so as to provide for the punishment of persons present at games or sports in common gaming-houses.

Severally read and ordered to a second reading.

*Orders of the Day.*

The Bill authorizing husband and wife to transfer property to each other directly in certain cases was read a second time, and, pending the question on ordering to a third reading, it was, on motion of Mr. Hopkins of Millbury, laid on the table.

Reports of the committee on the Judiciary, inexpedient to legislate :

On an order relative to clerical assistance for the justices of the Supreme Judicial Court ; and

On an order relative to limiting the time within which juries shall be compelled to consider cases ;

Were severally accepted.

The report of the committee on Military Affairs, leave to withdraw, on the petition of James Flynn for compensation for services rendered in 1861 was accepted, and sent up for concurrence.

The report of the committee on Railroads, inexpedient to legislate, on the annual report of the State Directors of the Boston & Albany Railroad Company was accepted, in concurrence.

Bills :

To establish voting precincts in the city of Cambridge ;  
Relating to the eligibility to office of members of the city council of the city of Boston ;

Salary of clerk  
of second dis-  
trict court of  
eastern Middle-  
sex.

National Tube  
Works Com-  
pany.

Gaming.

Orders of the  
day.

In addition to "An Act to incorporate the Bible Society of Massachusetts";

Relative to fees of witnesses and officers at inquests; and

In relation to the assessment of taxes;

Were severally read a second time and ordered to a third reading.

The report of the committee on Election Laws, inexpedient to legislate, on so much of the Governor's address as relates to the assessment of the poll-tax was further considered. Mr. Means of Boston moved to amend the bill moved as a substitute for the report by Mr. Belden of Williamstown by substituting therefor a "Resolve providing for an amendment to the constitution relative to the qualification of voters for governor, lieutenant-governor, senators and representatives." Mr. Fennessey of Boston raised the point of order that the resolve was not germane to the subject-matter of the report of the committee. The Speaker ruled as follows:—

*Ruling by the Speaker.*

Point of order.

The point of order is that the resolve proposed by the gentleman from Boston, Mr. Means, is not germane to the subject-matter of the report. The subject-matter of the report can be discovered only by reference to that portion of the address of His Excellency the Governor on which it is made. A reference to that portion of the address shows that the gist of the whole subject referred to the committee is the abolition of the poll-tax as a prerequisite to the right to vote. His Excellency the Governor has suggested two definite enactments by which, in his opinion, this may be done constitutionally. He also adds, at the close of the whole discussion of the subject, these words: "Of the thirty-eight States, five only tolerate it in their constitutions. It is for you, as legislators of Massachusetts, to say whether our old free Commonwealth shall remain longer in the degraded column." In this he clearly implies that a constitutional amendment may be one of the appropriate methods for securing the object he has in view. And since the gentleman from Williamstown, Mr. Belden, speaking for the committee, admits that the committee has reported "in part" only, and that it claims the authority, under the matter referred to it, to report also an amendment to the Constitution, it seems to the Chair

unnecessary to further examine into the scope of the subject-matter of the report. The committee, however, is the creature and servant of the House, and not its master. If the committee can report an amendment to the Constitution on the authority on which its present report in part is based, it seems clear to the Chair that the House can substitute such an amendment for the report. Such investigation as the Chair has been able to make confirms the opinion that the committee is right as to the authority given, under the matter referred to it, and the Chair accordingly rules that the point of order is not well taken.

A motion of Mr. Glines of Somerville to close debate at five minutes before five o'clock, unless a vote should be sooner reached, was adopted. After debate, the amendments moved by Messrs. Means and Belden were rejected. On the question of substituting the bill moved by Mr. Joyner of Great Barrington, the yeas and nays were ordered, at the request of Mr. Moriarty of Worcester, and, the roll being called, the amendment was rejected by a vote of 43 yeas to 71 nays, as follows:

## YEAS.

Messrs. Aiken, John A.	Messrs. Hunt, Samuel C.
Bates, Butler	Joyner, Herbert C.
Belden, Charles D.	Kelley, Joseph J.
Brigham, Andrew C.	Kilduff, William
Butler, Thomas C.	Manning, Patrick H.
Clark, George L.	McDonald, Patrick F.
Conlin, Christopher P.	McGaragle, Patrick F.
Costello, Michael W.	Moriarty, Eugene M.
Courtney, John	O'Brien, Francis
Cowdrey, George	O'Connell, David F.
Craig, George E.	Pedrick, Francis E.
Cronin, Cornelius F.	Reade, John
Doherty, John	Reed, Charles M.
Dolan, Daniel F.	Sayward, William H.
Douglas, William L.	Sexton, Michael
Eaton, William N.	Staples, Samuel
Entwistle, James R.	Stetson, Alonzo J.
Fernald, Oliver G.	Tarone, James
Foley, Patrick E.	Wildes, Ansel F.
Frizzell, William H.	Williams, John S.
Hayes, John E.	Wright, John H.
Holbrook, Caleb	

## JOURNAL OF THE HOUSE,

## NAYS.

Messrs. Atherton, Arlon S.	Messrs. Huntoon, George L.
Babbitt, Francis S.	Jacobs, Joseph, Jr.
Barker, Forrest E.	Jefts, Luman T.
Barker, George A.	Kellogg, George
Batchelder, Geo. E.	Linnell, Solomon, 2d
Bixby, Nelson H.	Morse, Leonard T.
Boardman, Halsey J.	Nason, Jesse L.
Browne, Andrew J.	Newell, Charles S.
Burr, Charles C.	Parker, John L.
Butler, Daniel	Parker, Walter O.
Butler, Edward P.	Peck, Herbert L.
Butterfield, Jesse B.	Perry, Isaac F. B.
Cable, Hobart M.	Pilsbury, Edwin L.
Candage, Rufus G. F.	Potter, Richman H.
Clark, Elijah C.	Richardson, Chas. W.
Cobb, Francis D.	Robinson, Orlando G.
Coombs, John P.	Sargent, Wingate P.
Davenport, James F.	Saville, Leonard A.
Davis, Samuel M.	Small, Edward E.
Dunham, Rufus A.	Snow, Edmund F.
Dwinell, James F.	Sprague, Henry H.
Eastman, Edmund T.	Starbird, Charles D.
Ernst, George A. O.	Sweetser, Albert H.
Freeman, Clarendon A.	Switzer, James W.
Freeman, Josiah	Towne, Charles A.
Gifford, John W.	Varnum, Daniel H.
Glines, Edward	Walker, Aaron G.
Gordon, William, Jr.	Weston, Thomas, Jr.
Gove, Jesse M.	Wheeler, Charles
Hartwell, Harris C.	White, Henry J.
Higginbottom, Allen	Whitehill, John
Hildreth, Edwin A.	Whitin, Arthur F.
Hill, Edwin N.	Whiting, Albert T.
Holley, Tristram R.	Whitmarsh, Wm. W.
Howes, Lewis W.	Willson, Edmund B.
Hubbard, Sabin	

Yeas, 43 ; nays, 71.

On this question, Messrs. Martin of Fall River, Wells of Hatfield, Gimlich of Pittsfield, Aldrich of Marlborough, Pattee of Quincy, Beach of Springfield, Barton of Dalton, Morse of Sharon, Donahoe of Boston, Howes of Cambridge, Hopkins of Millbury, Cheever of Manchester, Randall of Boston, Allen of Windsor, Morrison of Braintree, Mackintosh of Dedham, Welch of Blackstone, Warner of Northampton, Baker of Beverly, Wilkinson of Cambridge, Bird of Natick, Maguire of Woburn,

Reynolds of Brocton, Melden of Lynn, Fennessey of Boston, Dolan of Lawrence, Gilmartin of Lawrence, Martin of Milton, Bowker of Boston, Searell of New Bedford, Sullivan of Lawrence, Cushing of Cohasset, Clark of Peabody, and Stow of Fall River, who it was announced would have voted in the affirmative, were paired respectively with Messrs. Briggs of Sandwich, Bates of Sturbridge, Lawrence of Fitchburg, Bancroft of Cambridge, Cluff of Haverhill, Bush of West Brookfield, Foster of Deerfield, Leonard of Somerset, Lord of Templeton, Ball of Worcester, Winchester of Southborough, Adams of Royalston, Streeter of Chesterfield, Chester of Malden, Fisher of North Adams, Miller of Colrain, Foster of Medford, Chamberlain of Cambridge, Eames of Wilmington, Putney of Wellesley, Smith of Everett, Copeland of Mansfield, Kimball of Chelsea, Baker of Lynn, Williams of Foxborough, Clark of Northampton, Warfield of Buckland, Wiggins of Marblehead, Means of Boston, Rice of Northborough, Campbell of Boston, Smith of Leominster, Car of Ashby, and Lackey of Easton.

The report was accepted and sent up for concurrence.

At twenty minutes past five o'clock adjourned.

MONDAY, Feb. 19, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Gove of Boston, remonstrance of Jenness & Glover and others, against an increase of salary of the secretary of the State Board of Agriculture.

Salary of secretary of State  
Board of Agricul-ture.

By Mr. Cobb of Barnstable, petitions of D. P. Bursley and others; and of Dean S. Linnell and others, — severally for legislation for the protection of deer.

Deer.

Severally referred to the committee on Agriculture.

By Mr. Willson of Salem, petition of George A. Walton and others, that school committees be allowed to introduce into public schools elementary instruction in the use of hand tools. Referred to the committee on Education.

Hand tools in  
public schools.

## JOURNAL OF THE HOUSE,

**Co-operative Saving Fund and Loan Association.**

By Mr. Fennessey of Boston, petition of Joseph S. Rogers and others for a change of name of the Homestead Co-operative Saving Fund and Loan Association ; and petition of Robert Treat Paine and others for a change of name of the Workingmen's Co-operative Saving Fund and Loan Association.

By Mr. Hunt of Boston, petition of H. Thomas Elder and others for a change of name of the Pioneer Co-operative Saving Fund and Loan Association.

Severally referred to the committee on Labor.

**Pilotage in Buzzard's Bay.**

By Mr. Denham of New Bedford, petition of Loum Snow & Son and others for repeal of the law concerning compulsory pilotage in Buzzard's Bay.

**Compulsory pilotage.**

By Mr. Nason of Boston, petition of Thomas A. Codd and others for a repeal of the law concerning compulsory pilotage.

Severally referred to the committee on Mercantile Affairs.

**Elevated railroad.**

By Mr. Shaw of Rockport, petition of William H. Green and 709 others ; by Mr. McLaughlin of Boston, petition of E. R. Frost and 763 others ; by Mr. Belden of Williamstown, petition of Farrer Brooks and 1,030 others ; by Mr. Huntoon of Lowell, petition of Charles P. Allen and 634 others : by Mr. Cronin of Boston, petition of L. B. Abbott and 702 others ; by Mr. Butterfield of Tyngsborough, petition of Justin Meserve and 434 others ; by Mr. Baker of Beverly, petition of Roland Worthington and 819 others, — severally in aid of the petition of Joe V. Meigs and others for an act of incorporation as an elevated railroad company.

Severally referred to the committee on Street Railways.

**Taxation of net values of life insurance policies.**

By Mr. Bates of Webster, petition of George Lindley, Jr., and others ; by Mr. Learnard of Boston, petition of J. A. Felt and others ; by Mr. Varnum of Lowell, petition of J. W. Bennett and others ; by Mr. Bugbee of Southbridge, petition of John W. Cutter and others ; by Mr. Bowker of Boston, petition of Moses R. Chase and others ; by Mr. Cogswell of Salem, petition of Edmond R. Fowler and others ; by Mr. Cheever of Manchester, petition of Stephen M. Gordan and others ; by Mr. Wright of Holyoke, petition of William Grover and others ; and by Mr. McDonald of Boston, petition of Alexander H. Rice and others, — severally for legislation concerning taxation upon net values of life insurance policies.

Severally referred to the committee on Taxation.

By Mr. Wolcott of Boston, remonstrances of Mrs. John Lowell and others; Mrs. George Ticknor and others, and Mrs. L. E. Caswell and others,—severally against the imposition of further political duties upon women.

Woman suffrage.

Severally referred to the committee on Woman Suffrage.

By Mr. Adams of Royalston, petition of R. R. Stratton and others; by Mr. Cheever of Manchester, petition of D. W. Friend and others; by Mr. Fisher of North Adams, petition of A. D. Miner and others; by Mr. Coombs of Newburyport, petition of George Tilton and 117 others; by Mr. Kimball of Boxford, petition of Seth Stockbridge and 17 others; by Mr. Streeter of Chesterfield, petition of A. Washburn and 85 others; by Mr. Kniffin of West Stockbridge, petition of E. H. Bristol and others; by Mr. Sweetser of Saugus, petition of Seth Merrow and 251 others; by Mr. Tilly of Granby, petition of George H. Bruce and 154 others; by Mr. Clark of Peabody, petition of Daniel Steele and 81 others; by Mr. Pedrick of Marblehead, petition of Eben F. Richardson and 33 others; by Mr. Staples of Concord, petition of D. E. Angier and 245 others; by Mr. Smith of Andover, petition of C. W. Knowles and 45 others; by Mr. McLaughlin of Boston, petition of Rev. C. H. Spaulding and 192 others; by Mr. Potter of Rutland, petition of Samuel May and 87 others; by Mr. Kimball of Boxford, petition of William S. Coggin and 40 others; by Mr. Morrison of Braintree, petition of Edmund White and 214 others; by Mr. Streeter of Chesterfield, petition of Rev. Joseph B. Baldwin and others; by Mr. Frizzell of Boston, petition of Rev. D. W. Waldron and 163 others; by Mr. Bush of West Brookfield, petition of Charles T. Holmes and 243 others; by Mr. Hall of Upton, petition of George F. Clark and 201 others; by Mr. Welch of Blackstone, petition of Winfield C. Helt and 60 others; by Mr. Stetson of Lakeville, petition of Oscar L. Emery and 159 others; by Mr. Dwinell of Winchester, petition of Fred. P. Locke and 22 others; by Mr. Bates of Webster, petition of Daniel Dwight and 85 others; by Mr. Lord of Templeton, petitions of A. H. Merriam and 111 others, and of Rev. William H. Marble and 24 others; by Mr. Wildes of Chicopee, petition of William B. Fay and 333 others; by Mr. Kimball of Boxford, petition of C. S. Cummings and 157 others; by Mr. Morrison of Braintree, petition of Thomas A. Emerson and

Intoxicating Liquors.

78 others; by Mr. Peabody of Groveland, petition of Levi Rogers and 178 others; by Mr. Towne of Orange, petition of J. Nelson Trask and 423 others; by Mr. Streeter of Chesterfield, petition of W. D. Geer and 72 others; by Mr. Peabody of Groveland, petition of J. A. Day and 19 others; by Mr. Knox of Chester, petition of Charles H. Walton and 37 others; by Mr. Morse of Sherborn, petition of M. W. Morgan and 130 others; by Mr. Gilmartin of Lawrence, petition of J. Harvey Dunlap and 304 others; by Mr. Stetson of Lakeville, petition of Matthew H. Cushing and 1,817 others; by Mr. Holley of Edgartown, petition of Wm. J. Ward and 627 others; by Mr. Coombs of Newburyport, petition of J. H. Dwinett and 1,201 others; and by Mr. Sargent of Melrose, petition of B. Marvin Fernald and 900 others,— severally for an amendment to the Constitution prohibiting the manufacture and sale of intoxicating liquors as a beverage.

Severally referred to the committee on the Liquor Law.  
Severally sent up for concurrence.

*Referred to the next General Court.*

William G.  
Clark.

Mr. Hutchinson of Chelsea, presented a petition of William G. Clark for legislation to protect him in the use of his recently invented steam traction engine. Referred to the next General Court under the 12th joint rule.

*Taken from the Table.*

Report of treasurer.

The annual report of the treasurer and receiver-general was, on motion of Mr. Davenport of Fall River, taken from the table and referred to the committee on Finance.

*Bill Enacted.*

Enacted bills.

Engrossed bills:  
To change the name of "The Congregational Publishing Society of Boston"; and

Making appropriations for sundry charitable expenses;  
(Which severally originated in the House);  
In addition to "An Act to authorize the Society for the Relief of Widows and Orphans of Deceased Clergymen of the Protestant Episcopal Church to hold additional real and personal estate";

Authorizing the Norwich & Worcester Railroad Company to purchase and hold stock in any incorporated com-

pany running steamboats in connection with its railroad to New York city ;

To authorize the city of Lynn to supply the town of Swampscott with water for fire purposes ; and

To authorize the town of Marlborough to issue additional water bonds, notes or scrip, and for other purposes ;  
(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed and sent to the Senate.

*Papers from the Senate.*

The order relative to the discharge of poor convicts ; and the Discharge of  
poor convicts.

Order relative to amending the building laws of the city of Boston ; Boston building  
laws.

Severally laid over from Friday, were severally adopted in concurrence.

A report of the committee on Agriculture, leave to withdraw, on the petition of James C. Mara and others for legislation granting a bounty to incorporated poultry associations, accepted by the Senate, was read and placed in the orders of the day for to-morrow. Poultry associa-  
tion .

Bills :

Relating to certain matters of insurance (reported on the special report of the Insurance Commissioner) ; and Insurance.

In addition to "An Act concerning the preservation of certain birds and other animals" (reported on an order and two petitions) ; Birds and other  
animals.

Severally passed to be engrossed by the Senate, were severally read and ordered to a second reading.

Notice was received from the Senate of the rejection by that branch of the House Bill to authorize clerks and assistant clerks of courts to adjourn meetings of the county commissioners. Meetings of  
county commis-  
sioners.

The petition of Thomas F. White and others for better methods of ventilating the public buildings belonging to the State, etc., came down referred, in non-concurrence, to the committee on Prisons. On motion of Mr. Belden of Williamstown, it was laid on the table, pending the question on concurring with the Senate in the reference. Ventilation of  
public build-  
ings.

The petition of John Littlefield and others for legislation providing for the better protection of the public from elevator accidents came down referred, in non-concur- Elevator acci-  
dents.

rence, to the committee on Manufactures, in which reference the House concurred.

The following papers were severally referred, in concurrence: —

*Weekly payments of wages.*

Petition of Roger S. Howe and 124 others for the weekly payment of wages in all industrial institutions of the State.

*Ibid.*

Remonstrance of May McBride and others against any law to compel corporations to make frequent payment of wages to employés.

Severally to the committee on Labor.

*Taxation of net values.*

Petitions of James H. Dickey and others; and John S. Crooks and others,—severally for the repeal of the law taxing net values upon life insurance policies.

Severally to the committee on Taxation.

*Woman suffrage.*

Remonstrance of Mrs. Robert T. Swan and others against the further imposition of political duties upon women. To the committee on Woman Suffrage.

#### *Reports of Committees.*

*Salaries of county commissioners of Middlesex County.*

By Mr. Burr of Newton, from the committee on Expenditures, on a petition, a Bill to establish the salaries of the county commissioners of Middlesex County.

*Somerville Horse Railroad Company.*

By Mr. Babbitt of Taunton, from the committee on Street Railways, that the engrossed Bill to extend the charter of the Somerville Horse Railroad Company ought to pass in a new draft with the same title.

*Salary of clerk of First district court of Plymouth County.*

By Mr. Pattee of Quincy, from the joint committee on the Judiciary, on a petition, a Bill to establish the salary of the clerk of the first district court of Plymouth County.

*Coal.*

Severally read and ordered to a second reading.  
By Mr. Sargent of Melrose, from the committee on Mercantile Affairs, inexpedient to legislate, on an order relative to the fraudulent sale of coal and other merchandise by street pedlers. Read and placed in the orders of the day for to-morrow.

#### *Orders of the Day.*

*Orders of the day.*

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to providing a

penalty for breaking and entering with intent to commit a less crime than felony was accepted ;

Reports of the joint committee on the Judiciary, leave to withdraw :

On the petition of Henry F. Hopkins, clerk of the police court of Lawrence, for an increase of salary ;

On the petition of Enos T. Luce, justice of the second district court of eastern Middlesex, for increase of salary ;

On the petition of Edward W. Cate, clerk of the police court of Newton, for increase of salary ;

On the petition of the justice and clerk of the Somerville police court for increase of salaries ; and

On the petition of John C. Leighton, clerk of the municipal court of the city of Boston (criminal session), for increase of salary ;

Of the committee on Expenditures, inexpedient to legislate, on an order relative to the compensation of the members of the Legislature ;

Of the committee on the Fisheries, leave to withdraw, on the petition of the selectmen of the town of Marion for a law to prohibit dredging for shell-fish in certain waters of said town ; and

Of the committee on Claims, leave to withdraw, on the petition of John Atwood and others for compensation for certain land belonging to them ceded to the general government in 1864 ;

Were severally accepted and sent up for concurrence.

Reports :

Of the committee on Expenditures, inexpedient to legislate, on so much of the Governor's address as relates to the subject of furnishing supplies for the State at its charitable and reformatory institutions ; and

Of the committee on Street Railways, leave to withdraw, on the petition of the Massachusetts Society for the Prevention of Cruelty to Animals for legislation concerning the use of salt on railway tracks by street railways ;

Were severally accepted, in concurrence.

The Bill relative to extending the time within which suits may be brought against the sureties on guardians' bonds was read a third time, passed to be engrossed, and sent up for concurrence.

Bills :

Relating to the manner of issuing licenses to manufacturers or importers of commercial fertilizers ; and

In relation to the assessment of taxes;

Were severally read a third time, and passed to be engrossed, in concurrence.

Bills:

Extending the jurisdiction of applications for naturalization (amended on motion of Mr. Sprague of Boston);

In relation to railroad fares (amended on motion of Mr. Hill of Haverhill);

To authorize the Massachusetts Hospital Life Insurance Company to hold additional real estate (amended on motion of Mr. Baker of Beverly);

To authorize the city of Boston to take land for public institutions; and

To authorize the National Tube Works Company to increase its capital stock;

Were severally read a second time, and ordered to a third reading.

The Bill (on leave) in relation to the resignation and retirement of justices of the supreme judicial and superior courts, with continuance of salary during life, was rejected, as recommended by the committee on the Judiciary.

The Bill relative to the preaching of the annual election sermon was read a second time and considered. After debate the bill was rejected by a vote of 67 to 85, and notice of the rejection was sent to the Senate.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to establishing a clerkship for the police court of Brookline was taken up, and, pending its consideration, the House,

At twenty minutes before five o'clock, adjourned.

TUESDAY, Feb. 20, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Taxation of net values.

By Mr. Fisher of North Adams, petition of J. Rockwell and others, relating to the taxation upon net values of life insurance policies. Referred to the committee on Taxation.

By Mr. Sprague of Boston, remonstrances of Mrs. T. B. Frothingham and others; of Miss Anne S. Robbins and 14 others, — severally, against the imposition of further political duties upon women. Woman suffrage.

By Mr. Hopkins of Millbury, petition of the faculty and students of Boston University Medical School, I. T. Talbot and 73 others, for woman suffrage. Ibid.

Severally referred to the committee on Woman Suffrage.  
Severally sent up for concurrence.

*Papers from the Senate.*

Reports :

Of the committee on Roads and Bridges, leave to withdraw, on the petitions of the mayor and aldermen of Cambridge and others for legislation giving to cities and towns the right to prescribe the most suitable width for wheels of loaded wagons passing over roads within their limits ; Broad-rimmed wheels.

Of the committee on Public Health, leave to withdraw, on the petition of the Massachusetts Homœopathic Medical Society for a law requiring all persons practising medicine to keep posted in their offices certificates stating the length of time of study, etc. ; and Doctors' certificates.

Of the committee on Military Affairs, leave to withdraw, on the petition of Adelia T. Jones for State aid ; Adelia T. Jones.

Severally accepted by the Senate, were severally read and placed in the orders of the day for to-morrow.

An engrossed Bill extending the charter of the Ocean Terminal Railroad, Dock and Elevator Company came down with the endorsement, "Returned to the Senate at its request, enactment reconsidered, and recommitted to the committee on Mercantile Affairs." The vote whereby the bill was passed to be enacted by the House was reconsidered, under a suspension of the rule, and the bill was recommitted, in concurrence, to the committee on Mercantile Affairs, and was returned to the Senate endorsed accordingly. Ocean Terminal Railroad, Dock and Elevator Company.

Notice was received from the Senate of the rejection by that branch of the House order requiring the auditor to furnish a statement of all the moneys expended since 1868 for repairs, alterations, or improvements in or upon the State House. State House repairs.

Notice was also received that the Senate had referred to the next General Court, under the 12th joint rule, the Redemption of real estate.

## JOURNAL OF THE HOUSE,

House order that the committee on the Judiciary consider the expediency of so amending sections 47 and 52 of chapter 172 of the Public Statutes, as to authorize any creditor of the fraudulent grantor of real estate to seize and sell on execution the fraudulent grantee's right of redemption in such real estate.

**Convict labor.**

A report of the committee on Prisons asking to be discharged from further consideration of the order relative to employment of convict labor, and recommending its reference to the committee on Labor, accepted by the Senate, was read and accepted, in concurrence.

**Fire escapes.**

The House Bill (on leave) relating to fire-escapes and to the construction of factories, hotels, school buildings and mercantile establishments, referred by the House to the committee on Labor, and sent up for concurrence, came down from the Senate, referred in non-concurrence to the committee on Manufactures. On motion of Mr. Potter of Worcester, the House insisted on its reference, and the bill was returned to the Senate endorsed accordingly.

The following papers were severally referred, in concurrence : —

**Woman suffrage.**

Remonstrance of Mrs. William H. Sayward and others against the imposition of further political duties upon women. To the committee on Woman Suffrage.

**Taxation of net values.**

Petitions of Benjamin F. Poole and others; of F. T. Greenhalge and others; of Stephen Sawyer and others; of Wallis S. Clark and others; of William Brush and others; of James A. Byrnes and others; of Calvin Foster and others; and of John Eliot and others, — severally for legislation relating to the taxation upon net values of life insurance policies. To the committee on Taxation.

Bills :

To amend "An Act to revise the charter of the city of Taunton" (being a new draft of a House Bill with the same title) ;

To provide for establishing the term of office of officers and members of the fire department of the city of Lynn (reported on a petition) ;

To authorize the purchase of books for a prison library for the house of correction at Cambridge (reported on an order) ;

Severally passed to be engrossed by the Senate, were severally read and ordered to a second reading.

**Lynn fire department.**

**Prison library in the house of correction at Cambridge.**

Resolve providing for biennial elections and biennial sessions of the Legislature (substituted in the Senate for a report inexpedient to legislate, on an order relative to the subject), agreed to by the Senate, was read and ordered to a second reading.

Biennial elec-  
tions and bien-  
nial sessions.

*Discharged from the Orders.*

On motion of Mr. Sprague of Boston, the Bill to establish voting precincts in the city of Cambridge was discharged from the orders of the day, under a suspension of the rule. It was read a third time, and, pending the question on its engrossment, it was recommitted to the committee on Cities, on further motion of the same gentleman.

Voting pre-  
cincts in Cam-  
bridge.

*Bills enacted and a Resolve passed.*

*Engrossed bills:*

To incorporate the Union Safe Deposit Vaults ; and  
Relating to the Lynn Aqueduct Company ;  
(Which severally originated in the House) ;  
Were severally passed to be enacted, signed and sent to the Senate.

Enacted bills;  
resolve passed.

An engrossed Resolve in favor of the Massachusetts Charitable Eye and Ear Infirmary (which originated in the House) was passed, signed and sent to the Senate.

*Reports of Committees.*

By Mr. Cogswell of Salem, from the committee on the Judiciary, inexpedient to legislate, on an order relative to authorizing citizens of the Commonwealth to prosecute foreign corporations having a place of business or an agent in this State.

Foreign corpo-  
rations.

By Mr. Potter of Worcester, from the same committee, inexpedient to legislate, on an order relative to amending section 118 of chapter 102 of the Public Statutes, in relation to licensing masked balls.

Masked balls.

By Mr. Bixby of North Adams, from the same committee, inexpedient to legislate, on an order relative to attaching the interest of a member of a firm in the co-partnership property.

Attachments of  
copartnership  
property.

By Mr. Copeland of Mansfield, from the committee on Probate and Chancery, inexpedient to legislate, on an

Administrators.

## JOURNAL OF THE HOUSE,

**Practice in probate courts.** order relative to exempting administrators from giving sureties on their official bonds in certain cases.

By Mr. Bancroft of Cambridge, from the same committee, inexpedient to legislate, on an order relative to regulating the practice of probate courts in cases not now expressly provided for by law.

**Wild fowl in Nantucket harbor.** By Mr. Bugbee of Southbridge, from the committee on Agriculture, leave to withdraw, on the petition of Franklin Nickerson and others for a law for the protection of wild fowl in Nantucket harbor.

**Beach Point Meadow Company.** By the same gentleman, from the same committee, leave to withdraw, on the petition of Elisha Crowell and others for an act of incorporation as the Beach Point Meadow Company.

**Gates on horse-car platforms.** By Mr. Batchelder of Worcester, from the committee on Street Railways, inexpedient to legislate, on an order relative to compelling horse railroad companies to keep closed by gates, or other means, the forward platform of their cars during travel.

**Fishing.** By Mr. Cogswell of Salem, from the committee on the Judiciary, leave to withdraw, on the petition of Charles W. Humphrey and others for amendment of section 68, chapter 91 of the Public Statutes, relative to town officers regulating fishing for certain fish.

Severally read and placed in the order of the day for to-morrow.

**Fishing in Merrimack River.** By Mr. Coombs of Newburyport, from the committee of conference on the matters of difference between the two branches concerning section 1 of the House Bill relative to fishing in the Merrimack River, that the section should stand in a new form. Read and accepted under suspension of the rule, and sent up for concurrence.

**Naturalization.** By Mr. Cronin of Boston, from the committee on the Judiciary, leave to withdraw, on the petition of William Taylor and others that courts of record be empowered to grant naturalization.

**Report of Attorney-General.** By Mr. Potter of Worcester, from the same committee, no legislation necessary, on the report of the Attorney-General.

**Registers of deeds.** By Mr. Bixby of Adams, from the same committee, no legislation necessary, on the abstracts of returns of registers of deeds.

Severally read and accepted, under suspension of the rule.

*Motion to Reconsider.*

Mr. Eastman of Boston moved to reconsider the vote whereby the House, yesterday, accepted the report of the committee on Expenditures, inexpedient to legislate, on an order relative to the compensation of the members of the Legislature, and on his further motion, the motion to reconsider was laid on the table.

*Orders of the day.*

*Orders of the Day.***Bills :**

Relating to the eligibility to office of members of the city council of the city of Boston ;

In relation to railroad fares ; and

To authorize the National Tube Works Company to increase its capital stock ;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

The report of the committee on Agriculture, leave to withdraw, on the petition of James C. Mara and others for legislation granting a bounty to incorporated poultry associations, was accepted, in concurrence.

The report of the committee on Mercantile Affairs, inexpedient to legislate, on an order relative to the fraudulent sale of coal and other merchandise by street pedlers was, on motion of Mr. Nason of Boston, recommitted to the committee on Mercantile Affairs.

The Bill relative to fees of witnesses and officers at inquests was read a third time, amended as recommended by the committee on Bills in the Third Reading by substituting therefor a new bill with a similar title, passed to be engrossed as amended, and sent up for concurrence.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to establishing a clerkship for the police court of Brookline, was further considered. Mr. Candage of Brookline moved to substitute for the report a "Bill providing for a clerk for the police court of Brookline." The amendment was rejected by vote of 50 to 86, and the report was accepted.

The Bill giving to female citizens the right to vote for city and town officers, to hold city and town offices, and to vote in town meetings was further considered, and pending the question on ordering to a third reading, the House,

At ten minutes before five o'clock, adjourned.

WEDNESDAY, Feb. 21, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

West Roxbury  
Co-operative  
Saving Fund  
and Loan Asso-  
ciation.

By Mr. Chamberlain of Cambridge, petition of John Pearse and others for a change of name of the West Roxbury Co-operative Saving Fund and Loan Association. Referred to the committee on Labor.

Intoxicating  
liquors.

By Mr. Harrub of Plympton, petitions of H. B. Maglathlin and others, and of Irving W. Morse and 17 others,— severally for an amendment to the Constitution prohibiting the manufacture and sale of intoxicating liquors as a beverage.

Severally referred to the committee on the Liquor Law.

Telephone com-  
panies.

By Mr. Gimlich of Pittsfield, petition of Jonathan S. Wolfe and others for legislation concerning telephone companies. Referred to the committee on Mercantile Affairs.

Bridge between  
Bradford and  
Haverhill across  
Merrimack  
River.

By Mr. Cluff of Haverhill, petition of Justin E. Bradstreet and others, that the county commissioners of Essex County be empowered to locate and construct a bridge across Merrimack River, between Bradford and Haverhill; and remonstrance of Moses How and others against the same.

Severally referred to the committee on Roads and Bridges.

Taxation of net  
values.

By Mr. Martin of Fall River, petition of Milton Reed and others; by Mr. Manning of Boston, petition of Luther G. Pitman and others; by Mr. Chappelle of Boston, petition of D. Frank Hale and others; by Mr. Fuller of Springfield, petition of J. S. Safford and others; by Mr. McCormick of Boston, petition of Henry M. Sweetser and others; and by Mr. Hayes of Boston, petition of W. H. Getchell and others,— severally relating to the taxation upon net values of life insurance policies.

Severally referred to the committee on Taxation.

Woman suf-  
frage.

By Mr. Peabody of Groveland, remonstrance of Mrs. H. A. Spofford and others; and by Mr. Sprague of Bos-

ton, remonstrances of Mrs. John H. Rice and 24 others; and of Mrs. Robert T. Paine, Jr., and 12 others,— severally against the imposition of further political duties upon women.

Severally referred to the committee on Woman Suffrage.

Severally sent up for concurrence.

By Mr. Candage of Brookline, petition of David K. Phillips for an amendment to an act concerning beaches in the town of Swampscott;

Swampscott beaches.

By Mr. Lord of Templeton, petition of S. B. Cook and others for legislation making it a misdemeanor for officers of the Commonwealth and members of the Legislature to accept free passes from railroad corporations within this State.

Free passes to members of the Legislature.

Severally referred to the next General Court under the 12th Joint Rule.

#### *Liability of Employers.*

A communication was received from the Chief of the Bureau of Statistics of Labor transmitting a portion of the fourteenth annual report of that department relating to employers' liability for personal injuries to their employés. Referred to the committee on Labor, and sent up for concurrence.

Employers' liability.

#### *Papers from the Senate.*

A report of the joint committee on the Judiciary, inexpedient to legislate, on an order relative to notice in cases of foreclosure under power-of-sale mortgages, accepted by the Senate, was read and placed in the orders of the day for Friday.

Foreclosure of mortgages.

A report of the committee on Mercantile Affairs, asking to be discharged from further consideration of the order relative to additional facilities regarding insurance, and recommending its reference to the committee on Insurance, accepted by the Senate, was read and accepted, in concurrence.

Insurance.

#### Bills:

Requiring town clerks to give bonds with sureties; and Relating to the taking of depositions;

Bonds of town clerks.

Severally passed to be engrossed by the Senate, were severally read and referred to the committee on the Judiciary.

Depositions.

Worcester &  
Nashua and  
Nashua &  
Rochester R. R.  
Coa.

A bill to authorize the Worcester & Nashua Railroad Company to unite with the Nashua & Rochester Railroad, reported on a petition and passed to be engrossed by the Senate, was read and ordered to a second reading.

The following papers were severally referred, in concurrence:—

Bridge between  
Bradford and  
Haverhill across  
Merrimack  
River.

Remonstrance of C. W. Chase and others against the petition of Harry H. Hale and others, that authority be granted to the commissioners of Essex County to locate and construct a bridge between Bradford and Haverhill over the Merrimack River. To the committee on Roads and Bridges.

Elevated rail-  
roads.

Remonstrances of George C. Goodwin and others; James L. Little and others; and Jordan, Marsh & Co. and others,—severally against the passage of a law granting the right to build an elevated railroad in the city of Boston.

Severally to the committee on Street Railways.

Taxation of net  
values.

Petitions of W. H. Gaylord and others and Alvin S. Lynn and others,—severally in favor of the repeal of the law taxing net values of life insurance policies.

Severally to the committee on Taxation.

Statements of  
county treas-  
urers.

#### *Reports of Committees.*

By Mr. Jacobs of Hingham, from the committee on Banks and Banking, asking to be discharged from further consideration of the statements of the county treasurers for the several counties, and recommending their reference to the committee on County Estimates. Read and accepted, and sent up for concurrence in the discharge of the committee.

Foxes.

By Mr. Bugbee of Southbridge, from the committee on Agriculture, inexpedient to legislate, on an order relative to offering a bounty for the killing of foxes.

Foxes, hawks  
and crows.

By the same gentleman, from the same committee, leave to withdraw, on the petition of G. A. Perham and others for a bounty for the killing of foxes, hawks and crows, and petitions in aid of the same.

Ferry-boats.

By Mr. Reed of Bridgewater, from the committee on Harbors and Public Lands, inexpedient to legislate, on an order relative to requiring ferry-boats to have two pilots in the pilot-house when running on their trips.

Salary of county  
commissioners  
of Essex  
County.

By Mr. Clark of Winchendon, from the committee on Expenditures, leave to withdraw, on the petition of the

county commissioners of Essex County for an increase of salary.

By Mr. Lincoln of Somerville, from the same committee, leave to withdraw, on the petition of the county commissioners of Worcester County for an increase of salary.

Salary of county commissioners of Worcester County.

By Mr. Cogswell of Salem, from the committee on the Judiciary, inexpedient to legislate, on an order relative to dividing the northwestern district into two districts for the administration of criminal law, one for the county of Franklin and one for the county of Hampshire.

Criminal law in the northwestern district.

Severally read and placed in the orders of the day for Friday.

By Mr. Dwinell of Winchester, from the committee on Roads and Bridges, on a petition, a Bill in relation to the bridge across Merrimac River in the town of Tyngsborough.

Bridge across Merrimac River, — Tyngsborough.

By Mr. Bixby of Adams, from the committee on the Judiciary, on an order, a Bill to change the time of holding meetings of the county commissioners in the county of Berkshire.

Meetings of county commissioners of Berkshire County.

Severally read and ordered to a second reading.

By Mr. Chappelle of Boston, from the committee on Federal Relations, on an order, a Resolution concerning the employment of convict labor upon the works or property of the United States. Read and placed in the orders of the day for Friday.

Convict labor on property of the United States.

#### *Discharged from the Orders.*

On motion of Mr. Hutchinson of Chelsea, the Resolution relative to the French Spoliation Claims was discharged from the orders of the day, under a suspension of the rule, and was adopted and sent up for concurrence, as follows : —

French spoliation claims.

*Resolved*, That the senators and representatives of Massachusetts, in the United States congress, are requested to use their best endeavors to secure the passage of the Senate French Spoliation Claims Bill during the present session of congress.

#### *Bills Enacted.*

##### *Engrossed bills :*

In further addition to "An Act making appropriations for the maintenance of the government during the present year;" and

Enacted bills.

Authorizing the Mutual Fire Assurance Company of Springfield to insure personal property ;

( Which severally originated in the House) ;

Were severally passed to be enacted, signed and sent to the Senate.

*Orders of the Day.*

*Orders of the day.*

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to authorizing the Secretary of the Commonwealth to furnish the cities and towns with copies of the "Massachusetts Digest" was, on motion of Mr. Saville of Lexington, laid on the table.

Reports :

Of the committee on the Judiciary, inexpedient to legislate :

On an order relative to authorizing citizens of the Commonwealth to prosecute foreign corporations having a place of business or an agent in this State ;

On an order relative to attaching the interest of a member of a firm in the copartnership property ; and

On an order relative to amending section 118 of chapter 102 of the Public Statutes in relation to licensing masked balls ;

Of the committee on Probate and Chancery, inexpedient to legislate :

On an order relative to regulating the practice of probate courts in cases not now expressly provided for by law ; and

On an order relative to exempting administrators from giving sureties on their official bonds in certain cases ;

Were severally accepted.

Reports :

Of the committee on Taxation, inexpedient to legislate, on an order relative to exempting from taxation ships engaged in the foreign carrying trade, when owned by corporations ;

Of the committee on Agriculture, leave to withdraw, on the petition of Elisha Crowell and others for an act of incorporation as the Beach Point Meadow Company ;

Of the same committee, leave to withdraw, on the petition of Franklin Nickerson and others for a law for the protection of wild fowl in Nantucket harbor ;

Of the committee on Street Railways, inexpedient to legislate, on an order relative to compelling horse rail-

road companies to keep closed the forward platform of their cars during travel;

Were severally accepted and sent up for concurrence.

Reports :

Of the committee on Roads and Bridges, leave to withdraw, on the petitions of the mayor and aldermen of Cambridge and others for legislation relative to the width of rims for wheels of loaded wagons;

Of the committee on Military Affairs, leave to withdraw, on the petition of Adelia T. Jones for State aid; and

Of the committee on Public Health, leave to withdraw, on the petition of the Massachusetts Homeopathic Medical Society for a law requiring all persons practising medicine to keep posted in their office certificates stating the length of time of study, etc.;

Were severally accepted, in concurrence.

The Bill providing for a clerk for the second district court of eastern Middlesex was read a second time, and was, pending the question on ordering to a third reading, postponed for further consideration until Friday, on motion of Mr. Cogswell of Salem.

The Bill in relation to the compensation of assessors, masters in chancery and special masters, was read a third time, passed to be engrossed and sent up for concurrence.

Bills :

Providing for the removal of remains in the Whitinsville Burying Ground (so called) to Pine Grove Cemetery (amended on motions of Mr. Williams of Foxborough, including an amendment to the title, so that it read, "Bill providing for the removal of remains of the dead in the Whitinsville Burying Ground to Pine Grove Cemetery"); and

In addition to "An Act to incorporate the Bible Society of Massachusetts" (amended, on motions of Mr. Williams of Foxborough, including an amendment to the title, so that it read, "Bill authorizing the Massachusetts Bible Society to hold additional real and personal estate");

Were severally read a third time, passed to be engrossed, in concurrence, and sent up for concurrence in the amendments.

**Bills :**

To extend the Public Statutes so as to provide for the punishment of persons present at games or sports in common gaming-houses;

To extend the charter of the Somerville Horse Railroad Company;

Relating to certain matters of insurance;

In addition to "An Act concerning the preservation of certain birds and other animals";

To amend "An Act to revise the charter of the city of Taunton";

To provide for establishing the term of office of officers and members of the fire department of the city of Lynn; and

To authorize the purchase of books for a prison library for the house of correction at Cambridge;

Were severally read a second time and ordered to a third reading.

The Bill giving to female citizens the right to vote for city and town officers, to hold city and town offices, and to vote in town meetings, was further considered, and, after debate, was, on motion of Mr. Hopkins of Millbury, postponed for further consideration until next Tuesday, to be placed first in the orders of the day for that day, the question being on ordering the bill to a third reading.

At ten minutes before five o'clock, adjourned until Friday, at 2 o'clock P.M.

**FRIDAY, Feb. 23, 1883.**

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Elevated rail-roads.

By Mr. Means of Boston, remonstrance of Uriel H. Crocker and 51 others; by Mr. Sprague of Boston, remonstrance of R. C. Winthrop, Jr., and 51 others; and by Mr. Jacobs of Hingham, remonstrance of Frank O. Dame & Co. and 51 others, — severally against elevated railroads.

Severally referred to the committee on Street Railways.

By Mr. Ball of Worcester, petition of George E. Gladwin and others; and by Mr. T. C. Butler of Boston, petition of Hiram Day and others, — severally relating to the taxation upon net values of life insurance policies.

Taxation of net values.

Severally referred to the committee on Taxation.

By Mr. Howes of Cambridge, remonstrances of Mrs. J. Mellen and 27 others; of Mrs. C. L. Harding and 12 others, — severally against the imposition of further political duties upon women.

Woman suffrage.

Severally referred to the committee on Woman Suffrage.

*Message from the Governor.*

A message was received from His Excellency the Governor, transmitting the twentieth annual report of the trustees of the Massachusetts Agricultural College. (See House, No. 325.) Read and referred to the committee on Agriculture, and sent up for concurrence.

*Papers from the Senate.*

The following order was, at the request of Mr. Hill of Haverhill, laid over until Monday : —

*Ordered*, That the Attorney-General is hereby requested to appear at any and all hearings before the committee on Hoosac Tunnel and Troy & Greenfield Railroad, in which the Commonwealth is a party, and give his aid upon all questions of law or fact that may be in issue or involved therein.

Attorney-General.

A report of the committee on Street Railways, inexpedient to legislate, on an order relative to extending the provisions of sections 62 to 73, inclusive, of chapter 112 of the Public Statutes, relating to the bonds and mortgages of railroad corporations and street railway companies, accepted by the Senate, was read and placed in the orders of the day for Monday.

Bonds and mortgages of railroad corporations.

Reports of the committee on Claims, asking to be discharged from further consideration of the

Petition of the town of Greenfield for reimbursement of moneys expended for stock of and loans to the Troy & Greenfield Railroad Company, and in aid of construction of said road and tunnel; and the

Greenfield; Troy and Greenfield Railroad.

Petition of the selectmen of Buckland for reimbursement of money paid for stock of the Troy & Greenfield Railroad;

Buckland; Troy & Greenfield Railroad.

And recommending their reference to the committee on Hoosac Tunnel and Troy & Greenfield Railroad;

Severally accepted by the Senate, were severally read and accepted, in concurrence.

**Salaries of certain justices.**

A Bill relating to the salaries of certain justices and court officers (reported on an order relative to amending section 3 of chapter 245 of the acts of the year 1882), passed to be engrossed by the Senate, was read and ordered to a second reading.

**Text-books.**

Notice was received from the Senate that the Bill relating to furnishing text-books for the use of public schools (reported on an order relative to the subject) had been rejected by that branch.

**Elevated railroads.**

Remonstrances of Leeds, Robinson & Co. and others; Francis Jaques and others; and Joy, Langdon & Co. and others, — severally against the building of elevated railroads;

Were severally referred, in concurrence, to the committee on Street Railways.

#### *Discharged from the Orders.*

**Salary of county commissioners of Essex Co.**

On motion of Mr. Switzer of Lynn, the report of the committee on Expenditures, leave to withdraw, on the petition of the county commissioners of Essex County for an increase of salary, was discharged from the orders of the day, under a suspension of the rule, and was, on his further motion, recommitted to the committee on Expenditures.

#### *Bills Enacted.*

##### *Engrossed bills:*

Relative to the salary of the mayor of the city of New Bedford (which originated in the House);

Relating to the manner of issuing licenses to manufacturers or importers of commercial fertilizers; and

In relation to the assessment of taxes;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed and sent to the Senate.

#### *Reports of Committees.*

**Draws in bridges.**

By Mr. Hutchinson of Chelsea, from the committee on Harbors and Public Lands, inexpedient to legislate, on an order relative to widening the draws in all bridges over navigable waters.

By Mr. Holbrook of Ashland, from the committee on the Liquor Law, leave to withdraw, on the petitions of Mary O. Stevens and others, that the question of the repeal of the present license law and the enactment of a prohibitory law be submitted to a vote of the whole people, male and female, above the age of twenty-one.

By Mr. Kimball of Boxford, from the same committee, leave to withdraw, on the petition of Josephine R. Stone and others for the immediate and unconditional repeal of the law licensing the sale of intoxicating liquor.

By Mr. Goodman of Dana, from the same committee, leave to withdraw, on the petition of Stephen A. Brownell and others for the repeal of section 5, chapter 100 of the Public Statutes, so far as the same relates to cities and towns voting on the license and sale of intoxicating liquors, and petition in aid of the same.

By Mr. Small of Provincetown, from the committee on the Fisheries, inexpedient to legislate, on an order relative to amending section 70 of chapter 91 of the Public Statutes, relating to the licensing and locating of fish weirs.

By Mr. Cogswell of Salem, from the joint committee on the Judiciary, leave to withdraw, on the petition of Peter S. Wheelock, judge of the Roxbury District Court, for an increase of salary.

Severally read and placed in the orders of the day for Monday.

By Mr. Mackintosh of Dedham, from the committee on Education, on a petition, a Bill to authorize the president and trustees of Williams College to hold additional real and personal estate.

By Mr. Howes of Cambridge, from the joint committee on the Judiciary, on a petition, a Bill to increase the salary of the constables of the municipal court of the city of Boston for criminal business.

By Mr. Hildreth of Harvard, from the committee on Expenditures, on a petition, a Bill to establish the salary of the treasurer of Essex County [Mr. Tufts of the Senate dissenting].

By Mr. Lincoln of Somerville, from the same committee, on a petition, a Bill to establish the salary of the treasurer of Worcester County.

By Mr. Cogswell of Salem, from the joint committee on the Judiciary, on an order, a Bill relative to the district court of Hampshire and the salary of the justice thereof.

Prohibitory  
liquor law.

Repeal of the  
liquor license  
law.

Local option.

Fish weirs.

Salary of judge  
of Roxbury dis-  
trict court.

Williams Col-  
lege.

Constables of  
the Boston mu-  
nicipal criminal  
court.

Salary of treas-  
urer of Essex  
County.

Salary of treas-  
urer of Worces-  
ter County.

Hampshire dis-  
trict court.

*Ibid.*

By the same gentleman, from the same committee, on an order, a Bill to establish a clerk for the district court of Hampshire.

Severally read and ordered to a second reading.

*Mark Pickering.*

By Mr. Bancroft of Cambridge, from the committee on Military Affairs, on a petition, a Resolve in favor of Mark Pickering. Read and referred, under the rule, to the committee on Finance.

*Orders of the Day.*

*Orders of the day.*

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to dividing the northwestern district into two districts for the administration of criminal law, one for the county of Franklin and one for the county of Hampshire, was accepted.

*Reports :*

Of the committee on Agriculture, inexpedient to legislate, on an order relative to offering a bounty for the killing of foxes ; and

Of the same committee, leave to withdraw, on the petition of G. A. Perham and others for a bounty for the killing of foxes, hawks and crows, and petitions in aid of the same ; and

Of the committee on Harbors and Public Lands, inexpedient to legislate, on an order relative to requiring ferry-boats to have two pilots in the pilot-house when running on their trips ;

Were severally accepted and sent up for concurrence.

The report of the joint committee on the Judiciary, inexpedient to legislate, on an order relative to notice in cases of foreclosure under power-of-sale mortgages, was accepted in concurrence.

*Bills :*

To establish the salary of the clerk of the first district court of Plymouth County ;

To establish the salaries of the county commissioners of Middlesex County ;

To change the time of holding meetings of the county commissioners in the county of Berkshire ;

In relation to the bridge across Merrimack River in the town of Tyngsborough ; and

To authorize the Worcester & Nashua Railroad Company to unite with the Nashua & Rochester Railroad ;

Were severally read a second time and ordered to a third reading.

The Bill providing for a clerk for the second district court of eastern Middlesex was further considered, and was ordered to a third reading.

The Bill to extend the charter of the Somerville Horse Railroad Company was read a third time, passed to be engrossed and sent up for concurrence.

Bills :

To provide for establishing the term of office of officers and members of the fire department of the city of Lynn ; and

To authorize the purchase of books for a prison library for the house of correction at Cambridge ;

Were severally read a third time, and were passed to be engrossed in concurrence.

The Bill extending the jurisdiction of applications for naturalization was read a third time and considered. Mr. Hopkins of Millbury moved to amend by substituting the bill originally reported by the committee on the Judiciary, and printed as House Doc. No. 58. Mr. Cronin of Boston moved to amend section 1, by striking out the word "is," in line 2, and inserting in place thereof the words "and chapter 30 of the Resolves of the year 1855 are." Mr. Cogswell of Salem raised the point of order that the amendment moved by Mr. Cronin was not germane, as it provided for the repeal of certain resolves concerning naturalization under the United States law, and did not relate to the restricted jurisdiction of the State courts of applications for naturalization, as did that portion of the Governor's address on which the bill was reported. The Chair declared the point well taken, and the amendment was ruled out.

After debate the amendment moved by Mr. Hopkins was rejected by a vote of 52 to 54. The bill was then passed to be engrossed by a vote of 87 to 3, and sent up for concurrence.

Point of order.

At thirty-seven minutes past four o'clock adjourned.

MONDAY, Feb. 26, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Hoosac Tunnel  
and Troy &  
Greenfield Rail-  
road

By Mr. Kniffin of West Stockbridge, petition of Mark Hopkins and others; and by Mr. Beldeu of Williamstown, petition of S. Southworth and others, tax-payers of the town of Williamstown, — severally in aid of the petition of the Troy & Greenfield Railroad for the passage of an act giving jurisdiction to the supreme court, or some other suitable tribunal jurisdiction in equity, to hear the cause of said company for the redemption of the Hoosac Tunnel.

Severally referred to the committee on Hoosac Tunnel and Troy & Greenfield Railroad.

Weekly pay-  
ments of wages.

By Mr. Barnard of Taunton, petition of B. G. Helt and others for legislation compelling corporations to pay their help or operatives once a week. Referred to the committee on Labor.

Elevated rail-  
roads.

By Mr. Pilsbury of Boston, remonstrance of Samuel R. Payson and 50 others; and by Mr. Sprague of Boston, remonstrance of William Perkins and 50 others, — severally against an elevated railroad in the city of Boston.

Severally referred to the committee on Street Railways.

Severally sent up for concurrence.

*Papers from the Senate.*

Ibid.

The remonstrance of Franklin W. Perry & Co. and 101 others against an elevated railroad in the city of Boston was referred, in concurrence, to the committee on Street Railways.

Cambridge Rail-  
road Company  
*et alii.*

A Bill to confirm certain agreements and leases made between the Cambridge Railroad Company, the Union Railway Company, the Middlesex Railroad Company, and the Somerville Horse Railroad Company, reported on a petition, and passed to be engrossed by the Senate, was read and ordered to a second reading.

*Reports :*

Insect-eating  
birds.

Of the committee on Education, leave to withdraw, on the petition of the Society for the Prevention of Cruelty

to Animals for a law compelling teachers of public schools to teach scholars to protect insect-eating birds and their nests, and to treat all animals kindly;

Of the committee on Prisons, inexpedient to legislate, on an order relative to legislation in regard to money and property in possession of a warden of the State Prison when the office held by him becomes vacant;

Warden of the  
State Prison.

Of the committee on Election Laws, inexpedient to legislate, on an order relative to legislation making it a penal offence for any person to pay, directly or indirectly, or to furnish any money or means, directly or indirectly, with which to pay any poll-tax of another; and

Poll tax.

Of the same committee, inexpedient to legislate, on an order relative to amending the laws so that no recount of votes shall be had except by a committee from the body to which the party may have been elected;

Recount of  
votes.

Severally accepted by the Senate, were severally read and placed in the orders of the day for to-morrow.

The Order relative to the attorney-general appearing before the committee on Hoosac Tunnel and Troy & Greenfield Railroad, laid over from Friday, was adopted in concurrence.

Attorney-Gen-  
eral.

#### *Veto Message from the Governor.*

A message was received from His Excellency the Governor returning with his objections thereto the Bill to incorporate the Union Safe Deposit Vaults. Read and, on motion of Mr. Cogswell of Salem, laid on the table, pending the question "Shall the bill pass notwithstanding the objections of His Excellency the Governor?" The veto message was as follows:

Union Safe De-  
posit Vaults.

EXECUTIVE DEPARTMENT, BOSTON, Feb. 26, 1883.

To the Honorable the House of Representatives:

I have received from the legislature a "Bill to incorporate the Union Safe Deposit Vaults," passed to be enacted in the House of Representatives Feb. 20, 1883, and in the Senate Feb. 21, 1883.

This bill incorporates certain persons therein named, and their associates, by the name of "The Union Safe Deposit Vaults," for the purpose "of receiving on deposit or storage, or for safe keeping, government securities, stocks, bonds, coin, jewelry, plate, valuable papers and docu-

ments, money and other property of every kind; of collecting and disbursing the income or principal of any of said property when due; of receiving, investing and disbursing money for parties when so requested, and of renting safes for the storage of said property in vaults constructed for the purpose."

It then provides that "nothing herein shall authorize said company to do a loan and trust business," but also provides "that said corporation shall have all the powers and privileges, and be subject to all the duties, liabilities and restrictions set forth in chapters 105 and 106 of the Public Statutes, and in all general laws which now are, or hereafter may be, in force relating to similar corporations."

It then provides for a capital stock of \$300,000.

This amount would seem to be sufficiently large for a simple safe deposit vault.

I am inclined to believe that the legislature has been misled as to the scope and action of this bill. The title, "The Union Safe Deposit Vaults," is misleading. It gives no idea of any other business than the one well known of letting vaults for the deposit of valuables. The bill itself allows the collection of income on all classes of securities, and would permit, as I am inclined to believe, doing a business of a bank of deposit, and I do not see any difficulty in the way of the corporation's acting as a savings bank, without the liability to the savings bank tax and the supervision of the bank commissioner.

Perhaps, however, that class of business might be restrained by the courts, and if the bill stopped there it would not be so open to objection.

The proviso itself is a strange one: "That it shall not do a loan and trust business."

There is no general statute specifically defining what is a "loan and trust business," but chapter 80 of the statutes of 1881 defines in part what the loan and trust business in future may be.

But some of that business is provided for in the body of the bill itself, before the proviso, so that the bill is self-contradictory.

But the bill further provides that the corporation shall have all the powers and privileges and be subject to all the liabilities of chapters 105 and 106 of the Public Statutes. Chapter 106 provides for corporations to do every kind of business except "buying and selling real

estate, banking, insurance, and any other business the formation of corporations for which is otherwise regulated by these statutes." Therefore it may carry on every kind of mechanical, mining and manufacturing business, printing and publishing books, making and selling gas, and maintaining hotels.

Did the legislature mean, in this bill, to invest the corporation with these powers? If it did not, then the legislature has been misled. If it did, which I cannot conceive, it would be a very vicious form of legislation, not to be tolerated.

I have done my duty in calling this matter to your attention, and I leave the bill to your action and wisdom, with the desire only, that hereafter when the legislature intends that corporations shall have powers so widely different from those to which attention is called by the title of the bill, that the powers may be more clearly defined, so as not to throw upon the executive the labor, by long investigation, to find out what the bill presented for signature means.

I therefore return the bill to the House, in which it originated, with these my objections in writing.

BENJ. F. BUTLER.

*Reports of Committees.*

By Mr. Goodman of Dana, from the committee on the Liquor Law, inexpedient to legislate, on an order relative to amending or repealing the "local option law."

"Local option."

By Mr. Jackson of Salem, from the committee on Street Railways, inexpedient to legislate, on an order relative to legislation concerning the use of railway tracks by different street railway companies.

Street railway tracks.

By Mr. Denham of New Bedford, from the committee on Mercantile Affairs, no legislation necessary, on the annual report of the State Gas Inspector, for the year 1882.

State Gas Inspector.

Severally read and placed in the orders of the day for to-morrow.

By Mr. Cogswell of Salem, from the joint committee on the Judiciary, on a petition, a Bill relating to the salary of the clerk of the police court of Gloucester.

Gloucester police court.

By Mr. Aldrich, of Marlborough, from the same committee, on a petition, a Bill to establish the salary of the clerk of the first district court of southern Middlesex.

Southern Middlesex district court.

**Eastern Junction, Broad Sound Pier & Point Shirley Railroad Company *et al.***

By Mr. Cobb of Barnstable, from the committee on Harbors and Public Lands, that the Bill (recommitted) to authorize the union of the Eastern Junction, Broad Sound Pier & Point Shirley Railroad Company, the Boston, Winthrop & Point Shirley Railroad Company, and the Boston & Winthrop Railroad Company ought to pass in a new draft with the same title.

Severally read and ordered to a second reading.

**Orders of the day.**

The Bill to authorize the Massachusetts Hospital Life Insurance Company to hold additional real estate was read a third time, and, after debate, was recommitted to the committee on Banks and Banking, on motion of Mr. Stebbins of Springfield.

The report of the committee on the Judiciary, leave to withdraw, on the petition of Charles W. Humphrey and others for amendment of section 68, chapter 91 of the Public Statutes, relative to town officers regulating fishing for certain fish was laid on the table, on motion of Mr. Perry of Rochester, pending a motion by the same gentleman to amend by substituting a "Bill allowing access to shores and flats for fishing."

**Reports :**

Of the committee on the Fisheries, inexpedient to legislate, on an order relative to the licensing and locating of fish weirs ;

Of the committee on Harbors and Public Lands, inexpedient to legislate, on an order relative to widening the draws in all bridges over navigable waters ; and

Of the committee on the Liquor Law, leave to withdraw :

On the petition of Mary O. Stevens and others, that the question of the repeal of the present license law and the enactment of a prohibitory law be submitted to a vote of the whole people ;

On the petition of Josephine R. Stone and others for the immediate and unconditional repeal of the law licensing the sale of intoxicating liquor ;

On the petition of Stephen A. Brownell and others for the repeal of section 5, chapter 100 of the Public Statutes, so far as the same relates to cities and towns voting on the license and sale of intoxicating liquors ; and

Of the committee on Expenditures, leave to withdraw, on the petition of the county commissioners of Worcester County for an increase of salary ;

Were severally accepted and sent up for concurrence.

The report of the joint committee on the Judiciary, leave to withdraw, on the petition of Peter S. Wheelock, judge of the Roxbury District Court, for an increase of salary, was considered, and was, on motion of Mr. Aldrich of Marlborough, postponed for further consideration until to-morrow.

The report of the committee on Street Railways, inexpedient to legislate, on an order relative to extending the provisions of the Public Statutes, relating to the bonds and mortgages of railroad corporations to street railway companies, was accepted in concurrence.

The Bill to increase the salary of the constables of the municipal court of the city of Boston for criminal business was read a second time, and, after debate, was rejected, and notice thereof was sent to the Senate.

The Resolution concerning the employment of convict labor upon the works or property of the United States was considered, passed and sent up for concurrence, as follows :

*Resolved*, That the Senators and Representatives of Massachusetts in the Congress of the United States are requested to use their best efforts to secure the passage of a law to prohibit the employment of convicts, or persons restrained of their liberty, upon works or property of the United States.

Bills :

To authorize the president and trustees of Williams College to hold additional real and personal estate ; and

To establish the salary of the treasurer of Worcester County ; and the

Resolve providing for biennial elections and biennial sessions of the Legislature ;

Were severally read a second time and ordered to a third reading, the resolve by a vote of 87 to 56.

Bills :

To authorize the city of Boston to take land for public institutions ; and

To amend the Public Statutes so as to provide for the punishment of persons present at games or sports in common gaming-houses ;

Were severally read a third time, passed to be engrossed and sent up for concurrence.

**Bills :**

Relating to certain matters of insurance (its title having been amended, on motion of Mr. Williams of Foxborough, so as to read, "Bill relating to re-insurance, and the risks and returns of insurance companies, and the books of insolvent insurance companies") ; and

In addition to "An Act concerning the preservation of certain birds and other animals" (its title having been amended, on motion of Mr. Williams of Foxborough, so as to read, "Bill in relation to the taking and killing of certain undomesticated birds") ;

Were severally read a third time, passed to be engrossed, in concurrence, and sent up for concurrence in the amendments.

At ten minutes before five o'clock adjourned.

TUESDAY, Feb. 27, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Eels.

By Mr. Searell of New Bedford, remonstrance of Charles H. Jenney and others against any legislation prohibiting potting, lighting, trawling and spearing eels in Westport River. Referred to the committee on the Fisheries.

Cape Cod Ship  
Canal.

By Mr. Briggs of Sandwich, remonstrance of Erastus Chase and others against a charter for the Cape Cod Ship Canal Company. Referred to the committee on Harbors and Public Lands.

Hoosac Tunnel.

By Mr. Shaylor of Lee, petition of C. A. Mills and 31 others; by Mr. Allen of Windsor, petition of Thomas Sabin and 30 others; by Mr. Barton of Dalton, petition of Keyes Danforth and 9 others; by Mr. Gimlich of Pittsfield, petition of C. R. Taft and 16 others; and by Mr. Kellogg of Sheffield, petition of J. W. Jones and 30 others, — severally in aid of the petition of the Troy & Greenfield Railroad for the passage of an act giving to the supreme

court, or some other suitable tribunal, jurisdiction in equity, to hear the cause of said company for the redemption of the Hoosac Tunnel.

Severally referred to the committee on Hoosac Tunnel and Troy & Greenfield Railroad.

By Mr. Sprague of Boston, remonstrance of H. G. Hyde and 51 others; and by Mr. Means of Boston, remonstrance of Edward H. Perry and 51 others,— severally against an elevated railroad in the city of Boston.

Elevated rail-roads.

House of Deten-tion for trial witnesses in Suffolk County.

Severally referred to the committee on Street Railways.

By Mr. Walker of Worcester, petition of Henry Parkman and others for the establishment of a house of detention for trial witnesses in Suffolk County. Referred to the committee on Prisons.

By Mr. Putney of Wellesley, petition of the selectmen of Wellesley in aid of the petition of H. H. Hunnewell and others for a water supply for said town. Referred to the committee on Water Supply and Drainage.

Wellesley water supply.

Franklin County district court.

Severally sent up for concurrence.

By Mr. Webster of Montague, remonstrances of W. W. Russell and others; of Joseph H. Root and others; and of R. N. Oakman and others; by Mr. Foster of Deerfield, remonstrance of Charles Parsons, Jr., and others; and by Mr. Towne of Orange, remonstrances of Daniel Ballard and others; and of James H. Wait and others,— severally against the establishment of a district court in Franklin County.

Severally referred to the committee on the Judiciary.

*Referred to the next General Court.*

Mr. Bowker of Boston presented the petition of Lorenzo H. D. Shepard and others for the removal of Judge Burbank from the bench of the police court of the South Boston district. Referred to the next General Court under the 12th Joint Rule.

Removal of Judge Burbank.

*Papers from the Senate.*

Remonstrances of W. H. Baldwin and others; Denny, Rice & Co. and others; and Oliver Ditson & Co. and others,— severally against building an elevated railroad in the city of Boston;

Elevated rail-roads.

Were severally referred, in concurrence, to the committee on Street Railways.

- Bills :**
- Ballots.** Relating to the recounting of ballots (reported on a Senate order dated January 24);
  - Cambridge Railroad Company.** Authorizing the Cambridge Railroad Company to issue mortgage bonds (reported on a petition); and
  - Boston municipal court.** In relation to extra clerical assistance in the municipal court of the city of Boston (reported on an order);
  - Taunton Lunatic Hospital.** Severally passed to be engrossed by the Senate, were severally read and ordered to a second reading.
  - Reports of county officers.** The House Resolve in favor of the state lunatic hospital at Taunton came down from the Senate passed to be engrossed in concurrence, with an amendment, in which the House concurred under a suspension of the rule.

#### *Taken from the Table.*

- "Massachusetts Digest."** On motion of Mr. Saville of Lexington, the report of the committee on the Judiciary, inexpedient to legislate, on an order relative to authorizing the secretary of the Commonwealth to furnish the cities and towns with copies of the "Massachusetts Digest" was taken from the table, and was, on further motion of the same gentleman, placed in the orders of the day for to-morrow.

#### *Reconsideration.*

- Salary of constables of the Boston municipal criminal court.** Mr. Gove of Boston moved to reconsider the vote whereby the House rejected the Bill to increase the salary of the constables of the municipal court of the city of Boston for criminal business, and further moved to lay the motion to reconsider on the table. Both motions were lost.

#### *Bills Enacted.*

- Enacted bills.** Engrossed bills:
- Relative to the salary of the mayor of the city of Worcester; and
  - Providing that the mayor of the city of Springfield shall be *ex officio* a member and chairman of the school committee;
  - (Which severally originated in the House);

Were severally passed to be enacted, signed and sent to the Senate.

*Reports of Committees.*

By Mr. Parker of Lynn, from the committee on Military Affairs, leave to withdraw, on the petition of Sabina McNish for State aid. Sabina McNish.

By Mr. Hayes of Boston, from the same committee, leave to withdraw, on the petition of Adelaide E. Palmer for State aid. Adelaide E. Palmer.

By Mr. Bancroft of Cambridge, from the same committee, leave to withdraw, on the petition of Benjamin F. Peach and others regarding insignia of rank. Insignia of rank on military uniforms.

By Mr. Dolan of Lawrence, from the same committee, inexpedient to legislate, on an order relative to prohibiting the use of funds from the treasury for the payment of a military escort to the Governor on the occasion of Harvard Commencement. Military escort for the Governor; Harvard Commencement.

By Mr. Carr of Ashby, from the same committee, leave to withdraw on the petition of William Clafin and others that State aid may be granted to Marie Maggi. Marie Maggi.

By Mr. Stetson of Hanson, from the committee on the Liquor Law, inexpedient to legislate, on a Senate order and a House order relative to prohibiting the sale of intoxicating liquors within a certain distance of school-houses. "School-house law."

By Mr. Moriarty of Worcester, from the same committee, leave to withdraw, on the petition of Samuel Ingalls and others, that the manufacture and sale of intoxicating liquors for the purposes of drink be prohibited by law. Intoxicating liquors.

By Mr. Warfield of Buckland, from the committee on Agriculture, leave to withdraw, on the petition of A. C. Varnum and others of Lowell, asking that the Middlesex North Agricultural Society may tax its members for agricultural purposes and to pay its debts. Middlesex North Agricultural Society.

By Mr. Stetson of Lakeville, from the same committee, inexpedient to legislate, on an order relative to offering a bounty for the killing of wild-cats. Wild-cats.

By Mr. Newell of Longmeadow, from the committee on Taxation, inexpedient to legislate, on an order relative to repealing sections 65 and 66 of chapter 11 of the Public Statutes, authorizing towns and cities to allow discounts for the voluntary payment of taxes. Tax discounts.

## JOURNAL OF THE HOUSE,

**Elections.**

By Mr. Belden of Williamstown, from the committee on Election Laws, inexpedient to legislate, on an order relative to making it a penal crime to buy or sell votes at any election.

**Juries.**

By Mr. Pattee of Quincy, from the committee on the Judiciary, inexpedient to legislate, on an order relative to providing that nine of the panel of twelve jurymen shall be competent to render a verdict.

**Commitment of insane persons.**

By Mr. Potter of Worcester, from the same committee, inexpedient to legislate, on an order relative to amending section 14 of chapter 87 of the Public Statutes, relating to the commitment of insane persons, so that notice in the absence of the mayor of a city may be given to an alderman of such city.

Severally read and placed in the orders of the day for to-morrow.

**Stillman C. Spaulding.**

By Mr. Clark of Winchendon, from the committee on Finance, that the Resolve in favor of Stillman C. Spaulding ought to pass.

**Ellen Madigan.**

By Mr. Belden of Williamstown, from the same committee, that the Resolve in favor of Ellen Madigan ought to pass.

**Mark Pickering.**

By Mr. Beach of Springfield, from the same committee, that the Resolve in favor of Mark Pickering ought to pass.

**War records.**

By Mr. Hildreth of Harvard, from the same committee, that the Resolve relating to the war records in the department of the Adjutant-General ought to pass.

Severally placed in the orders of the day for to-morrow for a second reading.

**John Owens.**

By Mr. Gordon of New Bedford, from the last-named committee, that the Resolve in favor of John Owens ought to pass in a new draft, with the title, "Resolve for the relief of John Owens."

**Salary of the third clerk in the Secretary's department.**

By Mr. Beach of Springfield, from the committee on Expenditures, on an order, a Bill to establish the salary of the third clerk in the department of the Secretary of the Commonwealth.

**Juvenile offenders.**

By Mr. Potter of Worcester, from the committee on the Judiciary, on an order, a Bill relative to the trial of juvenile offenders.

**Boston Female Asylum.**

By Mr. Sexton of Lowell, from the committee on Mercantile Affairs, on a petition, a Bill relating to the annual meeting and number of managers of the Boston Female Asylum.

By Mr. Whitehill of Attleborough, from the committee on Parishes and Religious Societies, on a petition, a Bill to incorporate the Ashwood Cemetery Association in the town of Weymouth.

Ashwood Cemetery Association.

By Mr. Lincoln of Somerville, from the committee on Finance, on the report of the deputy tax commissioner, a Bill to establish the polls and estates of the several cities and towns in the Commonwealth.

Polls and estates.

Severally read and ordered to a second reading.

*Orders of the Day.*

Reports :

Of the joint committee on the Judiciary, leave to withdraw, on the petition of Peter S. Wheelock, judge of the Roxbury District Court, for an increase of salary ;

Orders of the day.

Of the committee on Mercantile Affairs, no legislation necessary, on the annual report of the State Gas Inspector for the year 1882 ; and

Of the committee on Street Railways, inexpedient to legislate, on an order relative to legislation concerning the use of railways tracks by different street railway companies ;

Were severally accepted and sent up for concurrence.

Reports :

Of the committee on Education, leave to withdraw, on the petition of the Society for the Prevention of Cruelty to Animals for a law compelling teachers of public schools to teach scholars to protect insect-eating birds and their nests, and to treat all animals kindly ; and

Of the committee on Prisons, inexpedient to legislate, on an order respecting legislation in regard to money and property in possession of a warden of the State Prison when the office held by him becomes vacant ;

Were severally accepted, in concurrence.

Bills :

To authorize the union of the Eastern Junction, Broad Sound Pier & Point Shirley Railroad Company, the Boston, Winthrop & Point Shirley Railroad Company, and the Boston & Winthrop Railroad Company ; and

To confirm certain agreements and leases made between the Cambridge Railroad Company, the Union Railway Company, the Middlesex Railroad Company, and the Somerville Horse Railroad Company ;

## JOURNAL OF THE HOUSE,

Were severally read a second time and ordered to a third reading.

The Bill to authorize the president and trustees of Williams College to hold additional real and personal estate was read a third time, passed to be engrossed and sent up for concurrence.

The Bill giving to female citizens the right to vote for city and town officers, to hold city and town offices, and to vote in town meetings was further considered, the question being on ordering to a third reading. After debate, Mr. Moriarty of Worcester moved that debate be closed to-morrow at half-past four o'clock, unless a vote should be sooner reached. The motion prevailed.

At five o'clock adjourned.

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WEDNESDAY, Feb. 28, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Cape Cod Canal.

By Mr. Fisk of Dennis, remonstrances of J. F. Eldredge and 41 others; of E. G. Crowell and 35 others; by Mr. Briggs of Sandwich, remonstrances of R. R. Horton and 15 others; of B. B. Abbe and others; of John A. Lewis and 43 others; and of Hiram Harding and 56 others; by Mr. Freeman of Nantucket, remonstrance of A. G. Clark and 27 others; and by Mr. Small of Provincetown, remonstrance of J. N. Raymond and 30 others,— severally against the granting of a charter for a Cape Cod Canal Company.

Severally referred to the committee on Harbors and Public Lands.

Hoosac Tunnel.

By Mr. Allen of Windsor, petition of George Ashton and 20 others; by Mr. Joyner of Great Barrington, petition of Thomas Mole and 12 others; by Mr. Bixby of Adams, petitions of Willard Moody and 29 others, and of Marcus M. Gavitt and 11 others; and by Mr. Belden of Williamstown, petition of C. G. Sanford and 7 others,— severally, in aid of the petition of the Troy & Green-

field Railroad for the passage of an act giving to the supreme court, or some other suitable tribunal, jurisdiction in equity, to hear the cause of said company for the redemption of the Hoosac Tunnel.

Severally referred to the committee on Hoosac Tunnel and Troy & Greenfield Railroad.

By Mr. Dolan of Lawrence, petitions of George H. Frost and 1,357 others; of H. H. Hawkes and 1,522 others; of William H. Dupee and 943 others; of John T. Kelley and 1,271 others; of Thomas W. Coleman and 1,056 others; of George P. Chandler and 1,168 others; of R. H. Wilkins and 1,302 others; of John E. Cushing and 405 others; of W. F. Young and 1,718 others; of A. R. Brown and 999 others; of James Appleton and 1,145 others; of Walter E. Thwing and 1,078 others, and of C. C. Baldwin and 1,243 others,— severally in aid of the petition of Joe V. Meigs and others for an elevated railroad.

Elevated rail-road.

Severally referred to the committee on Street Railways.

By Mr. Sprague of Boston, remonstrances of Mrs. James Lawrence and others; of Eudora C. Atkinson and others; and of Mrs. John Ware and others,— severally against a further imposition of political duties upon women.

Woman suffrage.

Severally referred to the committee on Woman Suffrage.

Severally sent up for concurrence.

By Mr. Warfield of Buckland, remonstrance of the selectmen of Buckland and others against the establishment of a district court in Franklin County. Referred to the committee on the Judiciary.

Franklin County district court.

#### *Papers from the Senate.*

A Bill to authorize Charles C. Hine to construct a causeway and bridge in Tisbury (reported on a petition); and a

Charles C. Hine,  
—bridge in Tisbury.

Resolve concerning the supervision of immigration (reported, in part, on annual report of the Board of Health, Lunacy, and Charity);

Immigration.

Severally passed to be engrossed by the Senate, were severally read and ordered to a second reading.

A Bill relating to the printing and distribution of the legislative manual, reported on an order, and passed to be

Legislative manual.

engrossed by the Senate, was read and referred, under the rule, to the committee on Finance.

**Reports :**

**Trout, —  
private ponds.**

Of the committee on the Fisheries, inexpedient to legislate, on an order relative to amending the laws respecting the taking of trout, and concerning the taking of fish from private ponds ;

Of the committee on the Liquor Law, inexpedient to legislate :

**"Screen law."**

On an order relative to repealing the "screen law," so called, and granting to licensed liquor dealers the same rights and privileges accorded to other merchants ;

**Liquor licenses,  
— common  
victualers.**

On an order relative to amending chapter 100 of the Public Statutes, so that persons may be licensed to sell intoxicating liquors to be drunk on the premises, without first securing a license to do business as common victualers [Mr. Moriarty of Worcester, of the House, dissenting] ;

**"Civil Damage  
Act."**

On an order relating to a modification or repeal of such sections and parts of chapter 100 of the Public Statutes as authorize actions to recover for injury occasioned by the use of intoxicating liquors, commonly known as the "Civil Damage Act" [Mr. Moriarty of Worcester, of the House, dissenting] ; and

**Liquor licenses,  
— adjoining  
owners.**

On an order relative to repealing section 7 of chapter 100 of the Public Statutes, in regard to the power of adjoining owners to object to granting certain licenses ;

**Prohibitory li-  
quor law.**

Of the same committee, leave to withdraw :

On the petition of T. Corwin Watkins and others that the question of repealing the present license law and enacting a prohibitory law be submitted to the people ; and

**Liquor licenses.**

On the petition of I. T. Johnson and others that the fines for violations of the liquor license law may be increased ;

Severally accepted by the Senate, were severally read and placed in the orders of the day for to-morrow.

The following papers were referred, in concurrence :—

**Hoosac Tunnel  
and Troy &  
Greenfield Rail-  
road.**

Petitions of Robert Noble and others and Chauncy Sherman and others, — severally in aid of the petition of the Troy & Greenfield Railroad relative to the redemption of the Hoosac Tunnel.

Severally to the committee on the Hoosac Tunnel and Troy & Greenfield Railroad.

Remonstrances of H. B. Hudson and others, and F. W. Nickerson and others, — severally against the building of an elevated railroad in the city of Boston. Elevated railroads.

Severally to the committee on Street Railways.

*Discharged from the Orders.*

On motion of Mr. Belden of Williamstown, the Resolve in favor of Stillman C. Spaulding was discharged from the orders of the day, under a suspension of the rule. It was read a second time, and, pending the question on ordering to a third reading, it was, on further motion of the same gentleman, recommitted to the committee on Finance. Stillman C. Spaulding.

*Reconsideration.*

Mr. Cronin of Boston moved to reconsider the vote whereby the petition of Lorenzo H. D. Shepard and others for the removal of Judge Burbank from the bench of the police court of the South Boston District was referred, under the 12th joint rule, to the next General Court. The motion prevailed, and, on further motion of the same gentleman, the 12th joint rule was suspended, and the petition was sent to the Senate for concurrence in the suspension of the rule. Removal of Judge Burbank.

*Bill Enacted.*

An engrossed Bill making additional appropriations for certain expenses authorized in the year eighteen hundred and eighty-two (which originated in the House), was passed to be enacted, signed and sent to the Senate. Enacted bill.

*Reports of Committees.*

By Mr. Jefts of Hudson, from the committee on Banks and Banking, inexpedient to legislate, on an order relative to amending section 24, chapter 116 of the Public Statutes, concerning guarantee funds of savings banks. Guarantee funds of savings banks.

By Mr. Fisk of Dennis, from the committee on Election Laws, inexpedient to legislate, on an order relative to providing for voting for United States officers, State officers and county officers upon separate ballots, to be deposited in separate boxes. Voting, — separate ballots.

By Mr. Wilkinson of Cambridge, from the committee on Labor, leave to withdraw, on the petition of A. C. Vital statistics.

## JOURNAL OF THE HOUSE,

Orne for the appointment of a committee to provide some plan for a more perfect registration of the vital statistics of this State.

**Mary A. Kelly.**

By Mr. Bancroft of Cambridge, from the committee on Military Affairs, leave to withdraw, on the petition of Mary A. Kelly for State aid.

**Swampscott beaches.**

By Mr. Dolan of Boston, from the committee on Harbors and Public Lands, leave to withdraw, on the petition of J. A. Knowlton and others for amendment of chapter 217 of the acts of the year 1856, concerning beaches in the town of Swampscott.

**House of Detention for trial witnesses in Suffolk County.**

By Mr. Howland of Plymouth, from the committee on Prisons, leave to withdraw, on petitions of Henry Morgan and others that Suffolk County be ordered to establish a house of detention for trial witnesses.

**Women in smoking-cars.**

By Mr. Glines of Somerville, from the committee on Railroads, inexpedient to legislate, on an order relative to preventing railroad corporations from compelling women and children when travelling as "second-class" passengers to ride in smoking-cars.

**Brakemen on freight trains.**

By Mr. Boardman of Boston, from the same committee, inexpedient to legislate, on an order relative to supplying a sufficient number of brakemen on freight trains.

**Flagmen at grade crossings.**

By Mr. Cable of Hyde Park, from the same committee, inexpedient to legislate, on an order relative to compelling railroad corporations to maintain flagmen at grade crossings.

Severally read and placed in the orders of the day for to-morrow.

By Mr. Whiting of Boston, from the committee on Prisons, asking to be discharged from further consideration of the

**False imprisonment.**

Order relative to compensating persons for false imprisonment; and of the

**Money penalties for crime.**

Order relative to abolishing all money penalties for crime;

And recommending their reference to the committee on the Judiciary.

Severally read and accepted, and sent up for concurrence in the discharge of the committee.

**Sugar beets.**

By Mr. Stockbridge of Amherst, from the committee on Agriculture, on petitions, a Bill granting a bounty for the production of sugar beets, or sorghum cane, for the

purpose of manufacturing sugar. Read and referred, under the rule, to the committee on Finance.

By Mr. Tyler of Oxford, from the committee on Parishes and Religious Societies, on a petition, a Bill authorizing the Universalist Publishing House to expend its profits for religious purposes.

By Mr. Howes of Cambridge, from the committee on the Judiciary, on a petition, a Bill to incorporate the Cape Cod Historical Society.

Universalist Publishing House.

Cape Cod Historical Society.

Severally read and ordered to a second reading.

#### *Orders of the Day.*

The Bill to change the time of holding meetings of the county commissioners in the county of Berkshire was read a third time, passed to be engrossed and sent up for concurrence.

Orders of the day.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to providing that nine of the panel of twelve jurymen shall be competent to render a verdict was accepted.

#### Reports :

Of the committee on Election Laws, inexpedient to legislate, on an order relative to making it a penal crime to buy or sell votes at any election ;

Of the committee on Agriculture, leave to withdraw, on the petition of A. C. Varnum and others of Lowell, asking that the Middlesex North Agricultural Society may tax its members for agricultural purposes and to pay its debts ;

Of the same committee, inexpedient to legislate, on an order relative to offering a bounty for the killing of wildcats ; and

Of the committee on Military Affairs, leave to withdraw :

On the petition of Sabina McNish for State aid ;

On the petition of Adelaide E. Palmer for State aid ; and

On the petition of Benjamin F. Peach and others regarding insignia of rank ; and

On the petition of William Claffin and others that State aid be granted to Marie Maggi ;

Were severally accepted and sent up for concurrence.

The report of the committee on Banks and Banking,

## JOURNAL OF THE HOUSE,

inexpedient to legislate, on the summary of the annual reports of county officers, was accepted in concurrence.

**Bills :**

Relating to the annual meeting and number of managers of the Boston Female Asylum ;

To incorporate the Ashwood Cemetery Association in the town of Weymouth ; and

Authorizing the Cambridge Railroad Company to issue mortgage bonds ; and

**Resolves :**

In favor of Ellen Madigan ; and

Relating to the war records in the department of the Adjutant General ;

Were severally read a second time and ordered to a third reading.

The Bill giving to female citizens the right to vote for city and town officers, to hold city and town offices, and to vote in town meetings was further considered, the question being on ordering to a third reading. Amendments moved by Messrs. Joyner of Great Barrington, Smith of Everett and Candage of Brookline were rejected. On the main question the yeas and nays were ordered at the request of Mr. Cogswell of Salem, and, the roll being called, the bill was rejected by a vote of 60 yeas to 127 nays, as follows :

**YEAS.**

Messrs. Aiken, John A.	Messrs. Craig, George E.
Aldrich, Samuel N.	Davenport, James F.
Ambrose, David L.	Ernst, George A. O.
Baker, John I.	Fisk, David
Barker, George A.	Freeman, Clarendon A.
Bates, Butler	Gilmartin, Dennis
Belden, Charles D.	Goodman, Allen W.
Bixby, Nelson H.	Hartwell, Harris C.
Bowker, Horace L.	Hildreth, Edwin A.
Briggs, Bradford B.	Hopkins, John
Bush, Horace W.	Howland, Charles H.
Butler, Thomas C.	Hubbard, Sabin
Cable, Hobart M.	Hunt, Samuel C.
Carr, Alonzo A.	Hutchinson, Chas. C.
Chamberlain, Geo. D.	Kingsley, Chester W.
Cheever, John H.	Leonard, Job M.
Clark, Charles N.	Lincoln, Charles S.
Cogswell, Adams H.	Linnell, Solomon, 2d
Cowdrey, George	Littlefield, George W.

Messrs. Lord, Charles S.	Messrs. Sargent, Wingate P.
Mackintosh, Chas. A.	Shaw, Edward H.
Manning, Patrick H.	Small, Edward E.
Mullane, Jeremiah H.	Smith, George E.
Nason, Jesse L.	Smith, Joel
Parker, John L.	Stetson, Alonzo J.
Perry, Isaac F. B.	Welch, Americus
Potter, Richman H.	Whitmarsh, Wm. W.
Reed, Charles M.	Wilkinson, John W.
Reynolds, Enos H.	Williams, John S.
Robinson, Orlando G.	Winchester, Fitch A.

**NAYS.**

Messrs. Adams, Frank W.	Messrs. Donahoe, Charles W.
Allen, Heman L.	Dwinell, James F.
Babbitt, Francis S.	Eames, Warren
Baker, Charles H.	Eastman, Edmund T.
Ball, George H.	Eaton, William N.
Bancroft, William A.	Fennessey, Jeremiah G.
Barker, Forrest E.	Fisher, H. G. B.
Barnard, Charles T.	Foster, Joshua T.
Batchelder, Geo. E.	Foster, William W.
Bates, Emory L.	Freeman, Josiah
Beach, Theodore D.	Frizzell, William H.
Bird, Warren A.	Fuller, Charles
Boardman, Halsey J.	Gifford, John W.
Brigham, Andrew C.	Gimlich, Jacob
Browne, Andrew J.	Glines, Edward
Bugbee, Benajah U.	Gordon, William, Jr.
Burr, Charles C.	Gove, Jesse M.
Butler, Edward P.	Harrub, Fred. M.
Campbell, Benjamin F.	Hayes, John E.
Chester, William F.	Higginbottom, Allen
Clark, Aaron F.	Holbrook, Caleb
Clark, Elijah C.	Howes, Lewis W.
Clark, George L.	Jefts, Luman T.
Clark, Wilder P.	Joyner, Herbert C.
Cogswell, William	Kelley, Joseph J.
Coombs, John P.	Kellogg, George
Copeland, Wm. A.	Kilduff, William
Costello, Michael W.	Kimball, D. Frank
Courtney, John	Kniffin, George E.
Cronin, Cornelius F.	Lackey, George A.
Cushing, Louis T.	Lamb, Abraham J.
Cushman, Solomon F.	Lawrence, Omon H.
Davis, Samuel M.	Learnard, George E.
Denham, James R.	Leighton, John W.
Doherty, John	Leonard, Edwin
Dolan, Daniel F.	

Messrs. Maguire, John G.	Messrs. Sayward, William H.
Martin, Charles B.	Sexton, Michael
Martin, Henry B.	Shaylor, Pliny M.
Martin, Thomas	Smith, Charles
Means, Arthur F.	Snow, Edmund F.
McCormick, Martin S.	Sprague, Henry H.
McDonald, Patrick F.	Staples, Samuel
McGaragle, Patrick F.	Stebbins, John B.
McLaughlin, John A.	Steere, Marquis D. F.
Miller, John D.	Stetson, Sprague S.
Morrison, Alva S.	Stockbridge, Levi
Murphy, John R.	Sweetser, Albert H.
Newell, Charles S.	Tarone, James
Nourse, Henry S.	Varnum, Daniel H.
O'Brien, Francis	Walker, Aaron G.
Olmsted, John	Warfield, Henry L.
Parker, Walter O.	Webster, Franklin I.
Pattee, William G. A.	Weston, Thomas, Jr.
Peabody, W. Scott	Wheeler, Charles
Peck, Herbert L.	White, Henry J.
Pedrick, Francis E.	Whitehill, John
Pilsbury, Edwin L.	Whitin, Arthur F.
Potter, Burton W.	Whitney, William H.
Putney, Lyman K.	Wiggins, Thomas P.
Randall, Charles L.	Wildes, Ansel F.
Reade, John	Williams, Fred. H.
Richardson, Chas. W.	Wolcott, Roger
Richardson, David M.	Wright, John H.

Yeas, 60 ; nays, 127.

On this question Messrs. Candage of Brookline, Jacobs of Hingham, Morse of Sharon, Howes of Gloucester, Dunham of Fairhaven, Stetson of Hanson, Tyler of Oxford, Rice of Northborough, Warner of Northampton, Saville of Lexington, Cobb of Barnstable, Morse of Sherborn, Stow of Fall River, Huntoon of Lowell, Foley of Fall River, Douglas of Brockton, Sullivan of Lawrence, Conlin of Boston, Entwistle of Framingham, and Wells of Hatfield, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Switzer of Lynn, Fernald of Boston, Willson of Salem, Gaffney of Gloucester, Searell of New Bedford, Hill of Haverhill, Butler of Belmont, Fuller of Ludlow, Butterfield of Tyngsborough, Barton of Dalton, Holley of Edgartown, Streeter of Chesterfield, Melden of Lynn, Jackson of Salem, Towne of Orange, Whiting of Boston, Cluff of Haverhill, Dolan of Boston, Knox of Chester, and Tilly of Granby.

Notice of the rejection of the bill was sent to the Senate.

At twenty minutes past five o'clock adjourned.

THURSDAY, March 1, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Boardman of Boston, petition of George Curtis and others that the city of Boston be divided into aldermanic districts. Aldermanic districts in Boston. Referred to the committee on Cities.

By Mr. Fisk of Dennis, remonstrance of Ira S. Baker and others against the granting of a charter for a Cape Cod Canal Company. Cape Cod Canal. Referred to the committee on Harbors and Public Lands.

By Mr. Fisher of North Adams, petitions of B. F. Mather, Jr., and 6 others; and of E. A. Town and 7 others; by Mr. Gimlich of Pittsfield, petition of L. C. Torrey and 5 others; and by Mr. Barton of Dalton, petition of L. B. Jenks and 12 others, — severally in aid of the petition of the Troy & Greenfield Railroad for the passage of an act giving to the supreme court, or some other suitable tribunal, jurisdiction in equity, to hear the cause of said company for the redemption of the Hoosac Tunnel. Redemption of the Hoosac Tunnel.

Severally referred to the committee on Hoosac Tunnel and Troy & Greenfield Railroad.

By Mr. Mellen of Worcester, petition of Hector Davidson and others for weekly payment of wages in all industrial institutions in the State. Weekly payments of wages. Referred to the committee on Labor.

By Mr. Means of Boston, remonstrance of John Sullivan and 52 others; and by Mr. Sprague of Boston, remonstrance of Darling & Stebbins and 52 others, — severally against building an elevated railroad in the city of Boston. Elevated railroads.

Severally referred to the committee on Street Railways.

By Mr. Wells of Hatfield, petition of the selectmen and citizens of Hatfield for legislation concerning the trans-

Transportation of logs on the Connecticut River.

## JOURNAL OF THE HOUSE,

portation of logs and timber upon the Connecticut River.  
Referred to the joint committee on the Judiciary.

Severally sent up for concurrence.

**Franklin  
County district  
court.**

By Mr. Towne of Orange, remonstrance of C. A. Eddy and others against the establishment of a district court in the county of Franklin. Referred to the committee on the Judiciary.

*Order.*

**Limit of debate.**

The following order, offered by Mr. Parker of Lynn, was, at the request of Mr. Cogswell of Salem, laid over until to-morrow: —

*Ordered*, That in debate of all matters coming before the House, speeches be limited to ten minutes each. This rule shall not be suspended except by a vote of two-thirds of the members present. If this rule is suspended it shall entitle the member speaking to ten minutes additional, and no more, without the consent of four-fifths of the members present.

*Papers from the Senate.*

**Bills:**

**Elementary  
book-keeping in  
public schools.**  
Relating to the teaching of elementary book-keeping in certain grades of the public schools (reported on an order); and

**Somerville  
Wharf and Im-  
provement Com-  
pany.**  
Allowing the Somerville Wharf and Improvement Company further time to organize (reported on a petition);

Severally passed to be engrossed by the Senate, were severally read and ordered to a second reading.

**Norton.**

A Resolve in favor of the town of Norton, reported on a petition and passed to be engrossed by the Senate, was read and referred, under the rule, to the committee on Finance.

**Cape Cod Canal.**

The following papers were referred, in concurrence: —

Remonstrances of D. P. Bursley and others; R. Ellington and others; E. O. Bowman and others; Isaac Smith and others; T. A. Hopkins and others; Solomon N. Rich and others; C. E. Davis and others; N. R. Parsons and others; William G. Davis and others; Augustus F. Childs and others; Marshall Hinckley and others; Simeon Atwood and others; Watson B. Kelley and others; B. B.

King and others; and Herbert F. Nye and others,— severally against the digging or making a Cape Cod Canal.

Severally to the committee on Harbors and Public Lands.

Petitions of Samuel T. Mather and others, and George F. Mills and others,— severally in aid of the petition of the Troy & Greenfield Railroad for the passage of an act giving jurisdiction to the supreme court to hear the cause of said company for the redemption of the Hoosac Tunnel.

Severally to the committee on Hoosac Tunnel and Troy & Greenfield Railroad.

Remonstrances of Day, Wilcox & Co. and others, and John Jeffries & Sons and others; and of Potter & Wrightington and others,— severally against the building of elevated railroads in the city of Boston.

Severally to the committee on Street Railways.

#### *Reports of Committees.*

By Mr. Huntoon of Lowell, from the committee on Railroads, inexpedient to legislate, on an order relative to further legislation to protect the lives of passengers on railroads.

By Mr. Glines of Somerville, from the same committee, leave to withdraw, on the petition of John Atwood and others for more reasonable rates for the transportation of fresh fish on the Old Colony Railroad, and petitions relating to the same subject.

By Mr. Richardson of Salem, from the committee on Taxation, inexpedient to legislate, on an order relative to taxation of real estate and tangible personal property.

By Mr. Browne of Boston, from the same committee, leave to withdraw, on the petition of Nathan B. Clapp for legislation authorizing municipalities to exempt certain land and buildings from taxation in certain cases.

By Mr. Walker of Worcester, from the committee on Prisons, no legislation necessary, on the message of the Governor enclosing a list of pardons granted during the year 1882.

By Mr. Snow of Boston, from the committee on Military Affairs, inexpedient to legislate, on an order relative to including among the troops credited to Massachusetts the three months' militia troops of 1861.

Severally read and placed in the orders of the day for to-morrow.

Redemption of  
the Hoosac  
Tunnel.

Elevated rail-  
roads.

Accidents on  
railroads.

Transportation  
of fish on the  
Old Colony  
Railroad.

Taxation.

Taxation,—mu-  
nicipalities.

List of pardons.

Militia.

Catharine Cur-  
tin.

By Mr. Parker of Ashburnham, from the committee on Military Affairs, on a petition, a Resolve in favor of Catharine Curtin. Read and referred, under the rule, to the committee on Finance.

Bridges across  
North River.

By Mr. Nourse of Lancaster, from the committee on Harbors and Public Lands, on a petition, a Bill to provide for the widening of draws in the bridges across North River between Salem and Beverly.

Brockton Real  
Estate and Im-  
provement  
Company.

By Mr. Pedrick of Marblehead, from the committee on Mercantile Affairs, on a petition, a Bill to incorporate the Brockton Real Estate and Improvement Company [Messrs. Clark of Boston, Sexton and Denham of the House dissenting].

Foreign mining  
companies.

Severally read and ordered to a second reading.

By Mr. Morse of Sharon, from the committee on Taxation, that the Bill (on leave) in relation to the taxation of foreign mining companies ought to pass. Placed in the orders of the day for to-morrow for a second reading.

#### *Reconsideration.*

Marie Maggi.

Mr. Baker of Beverly moved to reconsider the vote whereby the House yesterday accepted the report of the committee on Military Affairs, leave to withdraw, on the petition of William Clafin and others that State aid be granted to Marie Maggi. The motion prevailed, and on further motion of Mr. Baker the report was placed in the orders of the day and postponed for further consideration until to-morrow.

#### *Bills Enacted.*

Enacted bills

##### *Engrossed bills :*

Relative to fishing in the Merrimack River; and

To amend the charter of the Home for Aged Females in the city of Worcester, in relation to the bond of its treasurer;

(Which severally originated in the House); and

Bill providing for the removal of the remains of the dead in the Whitinsville Burying-ground to Pine Grove Cemetery;

To provide for establishing the term of office of officers and members of the fire department of the city of Lynn;

Authorizing the Massachusetts Bible Society to hold additional real and personal estate; and

To authorize the purchase of books for a prison library  
for the House of Correction at Cambridge;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed and sent to  
the Senate.

*Orders of the Day.*

The Bill to establish the salary of the treasurer of Essex County was read a second time, and, after debate, was rejected by a vote of 73 to 91, and notice of its rejection was sent to the Senate. Orders of the day.

The Bill to establish the salaries of the county commissioners of Middlesex County was read a third time, and, after debate, was rejected by a vote of 76 to 88, and notice thereof was sent to the Senate.

The Bill in relation to the bridge across Merrimack River in the town of Tyngsborough was read a third time, and was, pending the question on engrossment, re-committed to the committee on Roads and Bridges.

The report of the committee on the Liquor Law, inexpedient to legislate, on an order relative to amending or repealing the "local option law," was considered, and, pending a motion of Mr. Dolan of Lawrence to amend by substituting a "Bill regulating the granting of licenses for the sale of intoxicating liquors," it was, on further motion of Mr. Dolan, postponed for further consideration until to-morrow.

The report of the committee on Election Laws, inexpedient to legislate, on the order relative to amending the laws so that no recount of votes shall be had except by a committee from the body to which the party may have been elected, was considered. Mr. Bowker of Boston moved to amend by substituting a "Bill to regulate the recount of votes." The amendment was rejected and the report was accepted, in concurrence.

The Bill to authorize the Worcester & Nashua Railroad Company to unite with the Nashua & Rochester Railroad was read a third time, and was passed to be engrossed, in concurrence.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to amending section 14 of chapter 87 of the Public Statutes, relating to the commitment of insane persons, was accepted.

**Reports :**

Of the committee on Taxation, inexpedient to legislate, on an order relative to repealing the law authorizing towns and cities to allow discounts for the voluntary payment of taxes ;

Of the committee on the Liquor Law, leave to withdraw, on the petition of Samuel Ingalls and others that the manufacture and sale of intoxicating liquors for purposes of drink be prohibited by law ;

Of the committee on Banks and Banking, inexpedient to legislate, on an order relative to amending the law concerning guarantee funds of savings banks ;

Of the committee on Election Laws, inexpedient to legislate, on an order relative to providing for voting for United States officers, State officers and county officers upon separate ballots ;

Of the committee on Military Affairs, leave to withdraw, on the petition of Mary A. Kelly for State aid ;

Of the committee on Harbors and Public Lands, leave to withdraw, on the petition of J. A. Knowlton and others for amendment of the law concerning beaches in the town of Swampscott ; and

Of the committee on Prisons, leave to withdraw, on petitions of Henry Morgan and others that Suffolk County be ordered to establish a house of detention for trial witnesses ;

Were severally accepted and sent up for concurrence.

**Reports :**

Of the committee on Election Laws, inexpedient to legislate, on an order relative to legislation making it a penal offence for any person to pay any poll-tax of another ;

Of the committee on the Fisheries, inexpedient to legislate, on an order relative to amending the laws respecting the taking of trout, and concerning the taking of fish from private ponds ; and

Of the committee on the Liquor Law, leave to withdraw, on the petition of I. T. Johnson and others that the fines for violations of the liquor license law may be increased ;

Were severally accepted, in concurrence.

**Bills :**

Relative to the district court of Hampshire and the

salary of the justice thereof (amended on motion of Mr. Cogswell of Salem) ;

To establish a clerk for the district court of Hampshire (amended on motion of Mr. Cogswell of Salem) ;

Relating to the salaries of certain justices and court officers ;

Relating to the salary of the clerk of the police court of Gloucester ;

To establish the salary of the clerk of the first district court of southern Middlesex ;

To establish the polls and estates of the several cities and towns in the Commonwealth ;

Authorizing the Universalist Publishing House to expend its profits for religious purposes ;

To incorporate the Cape Cod Historical Society ; and

To authorize Charles C. Hine to construct a causeway and bridge in Tisbury ;

Were severally read a second time and ordered to a third reading.

Bills :

Providing for a clerk for the second district court of eastern Middlesex ;

To establish the salary of the clerk of the first district court of Plymouth County ;

To authorize the union of the Eastern Junction, Broad Sound Pier & Point Shirley Railroad Company, the Boston, Winthrop & Point Shirley Railroad Company, and the Boston & Winthrop Railroad Company ; and

Relating to the annual meeting and number of managers of the Boston Female Asylum ; and the

Resolve in favor of Ellen Madigan ;

Were severally read a third time, passed to be engrossed and sent up for concurrence.

The Resolve providing for biennial elections and biennial sessions of the Legislature was read a third time and considered. On motion of Mr. Cogswell of Salem the House voted to close debate at forty minutes past four o'clock, unless a vote should be sooner reached. On the main question of agreeing to the article of amendment, the yeas and nays were called, and the vote was 100 yeas to 46 nays, as follows : —

## JOURNAL OF THE HOUSE,

## YEAS.

Messrs. Adams, Frank W.	Messrs. Kellogg, George
Aiken, John A.	Knox, Charles H.
Aldrich, Samuel N.	Lawrence, Omon H.
Ball, George H.	Learnard, George E.
Barker, Forrest E.	Leighton, John W.
Barker, George A.	Leonard, Edwin
Batchelder, Geo. E.	Lincoln, Charles S.
Bates, Emory L.	Martin, Henry B.
Beach, Theodore D.	Martin, Thomas
Belden, Charles D.	Means, Arthur F.
Bird, Warren A.	Morrison, Alva S.
Bixby, Nelson H.	Morse, Bushrod
Boardman, Halsey J.	Morse, Leonard T.
Briggs, Bradford B.	Nason, Jesse L.
Browne, Andrew J.	Newell, Charles S.
Bugbee, Benajah U.	Parker, Walter O.
Burr, Charles C.	Pilsbury, Edwin L.
Bush, Horace W.	Potter, Burton W.
Butler, Daniel	Putney, Lyman K.
Butler, Edward P.	Randall, Charles L.
Butterfield, Jesse B.	Reed, Charles M.
Carr, Alonzo A.	Rice, Samuel I.
Chamberlain, Geo. D.	Richardson, Chas. W.
Clark, Charles N.	Saville, Leonard A.
Clark, Elijah C.	Searell, William A.
Clark, George L.	Shaylor, Pliny M.
Clark, Wilder P.	Smith, George E.
Cluff, Daniel B.	Smith, Joel
Cogswell, Adams H.	Snow, Edmund F.
Coombs, John P.	Sprague, Henry H.
Craig, George E.	Staples, Samuel
Cushman, Solomon F.	Stebbins, John B.
Davenport, James F.	Stockbridge, Levi
Davis, Samuel M.	Sweetser, Albert H.
Eames, Warren	Towne, Charles A.
Ernst, George A. O.	Walker, Aaron G.
Fisher, H. G. B.	Warfield, Henry L.
Foster, Joshua T.	Warner, John F.
Frizzell, William H.	Wheeler, Charles
Gimlich, Jacob	White, Henry J.
Goodman, Allen W.	Whitin, Arthur F.
Hartwell, Harris C.	Whiting, Albert T.
Higginbottom, Allen	Whitmarsh, Wm. W.
Hill, Edwin N.	Whitney, William H.
Holley, Tristram R.	Wiggins, Thomas P.
Hubbard, Sabin	Wildes, Ansel F.
Hutchinson, Chas. C.	Williams, Fred. H.
Jackson, John	Willson, Edmund B.
Jacobs, Joseph, Jr.	Wolcott, Roger
Jefts, Luman T.	Wright, John H.

## NAYS.

Messrs. Allen, Heman L.	Messrs. Littlefield, George W.
Babbitt, Francis S.	Lord, Charles S.
Baker, John I.	Mackintosh, Chas. A.
Barton, John S.	Martin, Charles B.
Costello, Michael W.	McCormick, Martin S.
Courtney, John	McDonald, Patrick F.
Cowdrey, George	McGaragle, Patrick F.
Cushing, Louis T.	Melden, William R.
Doherty, John	Moriarty, Eugene M.
Dolan, Daniel F.	O'Brien, Francis
Dolan, Michael J.	O'Connell, David F.
Eastman, Edmund T.	Parker, John L.
Entwistle, James R.	Pattee, Wm. G. A.
Fennessey, Jer. G.	Perry, Isaac F. B.
Fernald, Oliver G.	Sayward, William H.
Foster, William W.	Sexton, Michael
Freeman, Clarendon A.	Starbird, Charles D.
Holbrook, Caleb	Stetson, Alonzo J.
Hunt, Samuel C.	Sullivan, Dennis A.
Joyner, Herbert C.	Tarone, James
Kelley, Joseph J.	Varnum, Daniel H.
Kniffin, George E.	Webster, Franklin I.
Linnell, Solomon, 2d	Williams, John S.

Yea, 100 ; nays, 46.

On this question Messrs. Cobb of Barnstable, Candage of Brookline, Kingsley of Cambridge, Stetson of Lakeville, Fisk of Dennis, Gilmartin of Lawrence, Glines of Somerville, Chester of Malden, Miller of Colrain, Chappelle of Boston, Kimball of Boxford, Potter of Worcester, Howes of Cambridge and Reynolds of Brockton, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Gove of Boston, Cogswell of Salem, Bowker of Boston, Kilduff of Boston, Robinson of New Bedford, Tyler of Oxford, Hopkins of Millbury, Smith of Andover, Howes of Gloucester, Peck of Marblehead, Wilkinson of Cambridge, Wells of Hatfield, Mellen of Worcester and Douglas of Brockton.

Two-thirds of the members of the House present and voting thereon having voted in the affirmative, the article of amendment was agreed to, in concurrence, and referred to the General Court next to be chosen ; the resolve and article of amendment being as follows :—

**RESOLVE PROVIDING FOR BIENNIAL ELECTIONS AND BIENNIAL SESSIONS OF THE LEGISLATURE.**

*Resolved*, By both Houses, the same being agreed to by a majority of the Senators and two-thirds of the members of the House of Representatives present and voting thereon, that it is expedient to alter the Constitution of this Commonwealth by adopting the subjoined Article of Amendment; and that the same as thus agreed to be entered on the journals of both Houses, with the yeas and nays taken thereon, and referred to the General Court next to be chosen; and that the same be published, to the end, that, if agreed to by the General Court next to be chosen in the manner provided by the Constitution, it may be submitted to the people for their approval and ratification, in order that it may become a part of the Constitution of the Commonwealth.

The General Court shall direct the manner of voting by the people upon the proposed amendment, and enact all such laws as shall be necessary to procure a free and fair vote thereon, and to give effect to the provisions hereof.

**ARTICLE OF AMENDMENT.**

The legislative body shall assemble on the first Wednesday of January, biennially. Senators and Representatives shall be elected biennially, and hold office two years, commencing on the first Wednesday of January following their election.

The term of office of the Governor, Lieutenant-Governor and Councillors, respectively, shall commence on the first Wednesday of January, and shall continue for the term of two years, and until their successors shall be chosen and qualified.

The term of office of the Secretary, Treasurer and Receiver-General, Auditor, and Attorney-General, respectively, shall commence on the third Wednesday of January, and shall continue for the term of two years, and until their successors shall be chosen and qualified; and the same person shall be eligible as Treasurer and Receiver-General for six years successively, and no more.

The first election under this article of Senators and Representatives, and to the offices herein named, shall be on the Tuesday next after the first Monday of November, in the year eighteen hundred and eighty-four, in the man-

ner prescribed by the Constitution of the Commonwealth, and thereafter on said Tuesday of November biennially; and the first session of the legislative body under the provisions hereof shall commence on the first Wednesday of January, eighteen hundred and eighty-five.

It shall be the duty of the Legislature first to assemble after the adoption of this article to make all necessary provisions of law concerning the tenure of office of all county officers, and concerning the reports of the Treasurer and Receiver-General and other State officers and institutions, and to make all such provisions of law as may be required in consequence of the change from annual to biennial elections, and from annual to biennial sessions of the Legislature.

All the provisions of the existing Constitution inconsistent with the provisions herein contained are hereby wholly annulled.

Adjourned.

### FRIDAY, March 2, 1883.

Met according to adjournment.

Prayer was offered by the Rev. Mr. Whitehill of Attleborough, a member of the House.

#### *Petitions Presented.*

By Mr. Dolan of Lawrence, petition of Walter A. Lawrence. Chandler and 299 others, in aid of the petition of the city council of Lawrence for a new division of the said city into wards. Referred to the committee on Cities.

By Mr. Cobb of Barnstable, remonstrances of Franklin Crocker and 25 others; of David K. Akin and others; and of Edwin F. Kimball and 60 others, — severally against a charter for a Cape Cod Canal Company. Cape Cod Canal Company.

Severally referred to the committee on Harbors and Public Lands.

By Mr. Cluff of Haverhill, remonstrance of Alpheus Currier and others against the construction of a bridge across the Merrimack River, between Bradford and Haverhill. Referred to the committee on Roads and Bridges. Bridge between Bradford and Haverhill across Merrimack River.

By Mr. Pilsbury of Boston, remonstrance of Charles W. Morse and 52 others; by Mr. Sprague of Boston, Elevated rail-roads.

remonstrance of H. A. Hartley & Co. and 52 others,— severally against an elevated railroad in the city of Boston.

Severally referred to the committee on Street Railways.

Severally sent up for concurrence.

*Referred to the next General Court.*

Father Mathew  
Catholic Tem-  
perance Society.

Mr. Sullivan of Lawrence presented the petition of the Father Mathew Catholic Temperance Benefit Society for a modification of its charter. Referred to the next General Court, under the 12th joint rule, the House refusing to suspend the rule as moved by Mr. Sullivan.

*Orders.*

Committee on  
Claims.

On motion of Mr. Weston of Newton,—

*Ordered*, That the committee on Claims have authority to send for persons and papers whenever necessary, in the judgment of the committee, for the proper consideration of matters before them.

Sent up for concurrence.

Limit of debate.

The order offered yesterday and laid over, relative to limiting debate, was withdrawn by Mr. Parker of Lynn, there being no objection made.

*Reconsideration.*

Biennial elec-  
tions and bien-  
nial sessions.

Mr. Baker of Beverly moved a reconsideration of the vote whereby the House, yesterday agreed to the Resolve providing for biennial elections and biennial sessions of the Legislature. After debate the motion was carried by a vote of 84 to 82. Pending the recurring question on agreeing to the resolve, it was, on motion of Mr. Williams of Foxborough, referred to the committee on Bills in the Third Reading.

Tax discounts.

Mr. Douglas of Brockton moved to reconsider the vote whereby, on Thursday last, the House accepted the report of the committee on Taxation, inexpedient to legislate, on an order relative to repealing sections 65 and 66 of chapter 11 of the Public Statutes, authorizing towns and cities to allow discounts for the voluntary payment of taxes. The motion was lost.

Worcester &  
Nashua and  
Nashua &  
Rochester Rail-  
road Com-  
panies.

Mr. Williams of Foxborough moved to reconsider the vote whereby the House, on Thursday last, passed to be engrossed the Bill to authorize the Worcester & Nashua

Railroad Company to unite with the Nashua & Rochester Railroad. The motion prevailed, and pending the recurring question on engrossment, it was, on further motion of Mr. Williams, referred to the committee on Bills in the Third Reading.

*Adjournment until Tuesday.*

On motion of Mr. Baker of Beverly, —

Voted, That when the House adjourns to-day it be to meet on Tuesday next at two o'clock P.M. Hour of meeting.

*Bills Enacted.*

Engrossed bills :

In relation to railroad fares (which originated in the House) ; and Enacted bills.

Relating to re-insurance, and the risks and returns of insurance companies, and the books of insolvent insurance companies ; and

In relation to the taking and killing of certain undomesticated birds ;

(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed and sent to the Senate.

*Papers from the Senate.*

Reports of the committee on Water Supply and Drainage on the

Petition for abatement of a nuisance in the city of Lowell ; and the Lowell; nuisance.

Petition for an act of incorporation as the Palmer Water Company ; Palmer Water Company.

Recommending the adoption of an order in each case, instructing the committee to hear the petitioners, after such notice given by them as the committee might direct ;

Severally accepted by the Senate, were severally read and accepted in concurrence, under suspension of the rule in each case.

A report of the committee on Taxation, inexpedient to legislate, on an order relative to amending or repealing so much of section 17 of chapter 13 of the Public Statutes as fixes the limit of deductions from the tax of savings banks, accepted by the Senate, was read and placed in the orders of the day for Tuesday. Tax on savings banks.

## JOURNAL OF THE HOUSE,

remonstrance of H. A. Hartley & Co. and 52 others,— severally against an elevated railroad in the city of Boston.

Severally referred to the committee on Street Railways.

Severally sent up for concurrence.

*Referred to the next General Court.*

Father Mathew  
Catholic Tem-  
perance Society.

Mr. Sullivan of Lawrence presented the petition of the Father Mathew Catholic Temperance Benefit Society for a modification of its charter. Referred to the next General Court, under the 12th joint rule, the House refusing to suspend the rule as moved by Mr. Sullivan.

*Orders.*

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On motion of Mr. Weston of Newton,—

*Ordered*, That the committee on Claims have authority to send for persons and papers whenever necessary, in the judgment of the committee, for the proper consideration of matters before them.

Sent up for concurrence.

Limit of debate.

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*Reconsideration.*

Biennial elec-  
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Mr. Williams of Foxborough moved to reconsider the vote whereby the House, on Thursday last, passed to be engrossed the Bill to authorize the Worcester & Nashua

Railroad Company to unite with the Nashua & Rochester Railroad. The motion prevailed, and pending the recurring question on engrossment, it was, on further motion of Mr. Williams, referred to the committee on Bills in the Third Reading.

*Adjournment until Tuesday.*

On motion of Mr. Baker of Beverly, —

*Voted*, That when the House adjourns to-day it be to <sup>Hour of meeting.</sup> meet on Tuesday next at two o'clock P.M.

*Bills Enacted.*

Engrossed bills :

In relation to railroad fares (which originated in the <sup>Enacted bills.</sup> House) ; and

Relating to re-insurance, and the risks and returns of insurance companies, and the books of insolvent insurance companies ; and

In relation to the taking and killing of certain undomesticated birds ;

(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed and sent to the Senate.

*Papers from the Senate.*

Reports of the committee on Water Supply and Drainage on the

Petition for abatement of a nuisance in the city of Lowell ; and the

Petition for an act of incorporation as the Palmer Water Company ;

Recommending the adoption of an order in each case, instructing the committee to hear the petitioners, after such notice given by them as the committee might direct ;

Severally accepted by the Senate, were severally read and accepted in concurrence, under suspension of the rule in each case.

A report of the committee on Taxation, inexpedient to legislate, on an order relative to amending or repealing so much of section 17 of chapter 13 of the Public Statutes as fixes the limit of deductions from the tax of savings banks, accepted by the Senate, was read and placed in the orders of the day for Tuesday.

<sup>Tax on savings banks.</sup>

**Bills :**

**Newton Associates.**  
**Zeta Psi Fraternity in Williams College.**

To incorporate the Newton Associates ; and  
 To incorporate the trustees of the Chapter of the Zeta Psi Fraternity in Williams College ;

Severally reported on petitions, and passed to be engrossed by the Senate, were severally read and ordered to a second reading.

**National Tube Works Company.**

The House Bill to authorize the National Tube Works Company to increase its capital stock came down passed to be engrossed, in concurrence, with an amendment. Placed in the orders of the day for Tuesday, the question being on concurring with the Senate in the amendment.

**Bills :**

**Boundary line between Massachusetts and Rhode Island.**

Establishing the northern boundary line of the State of Rhode Island, between Rhode Island and Massachusetts ; and

**Hawkers and pedlers.**

In relation to hawkers and pedlers ;

Severally passed to be engrossed by the Senate, were severally read and referred to the committee on the Judiciary.

**Pepperell.**

A Resolve in favor of the town of Pepperell, being a new draft of a House resolve with the same title, passed to be engrossed by the Senate, was read and referred, under the rule, to the committee on Finance.

Notice was received from the Senate of the rejection by that branch of the

Bill fixing the salary of the treasurer of Middlesex County ; and the

Bill to establish the salary of the clerk of the police court of Holyoke.

**Redemption of the Hoosac Tunnel.**

The following papers were referred, in concurrence :— Petitions of Charles S. Cole and others, and John A. Foster and others, — severally in aid of the petition of the Troy & Greenfield Railroad for the passage of an act giving jurisdiction to the supreme court to hear the cause of said company for the redemption of the Hoosac Tunnel.

Severally to the committee on the Hoosac Tunnel and Troy & Greenfield Railroad.

**Elevated railroads.**

Remonstrances of Charles E. Hall & Co. and others ; and Silas Potter and others, — severally against the building of elevated railroads in Boston.

Severally to the committee on Street Railways.

*Reports of Committees.*

By Mr. Clark of Somerville, from the committee on Cities, inexpedient to legislate, on an order relative to legislation concerning shade-trees in cities and towns.

By Mr. Cluff of Haverhill, from the committee on Roads and Bridges, inexpedient to legislate, on an order relative to legislation concerning the bridge over Merrimack River, between Deer Island and Salisbury.

By Mr. Williams of Waltham, from the committee on Banks and Banking, inexpedient to legislate, on an order relative to repealing chapter 224 of the acts of the year 1882, limiting the investments of savings banks and institutions for savings in the stock of banks and banking associations.

By Mr. Leonard of Somerset, from the committee on Manufactures, leave to withdraw, on the petition of the New England Manufacturers' and Mechanics' Institute that funds be placed at the disposal of the Governor to entertain distinguished guests.

By Mr. Small of Provincetown, from the committee on the Fisheries, leave to withdraw, on the petition of Charles H. Pease and others for legislation concerning the catching of scallops in the waters of Buzzard's Bay and its tributaries.

Severally read and placed in the orders of the day for Tuesday.

By Mr. Whitin of Northbridge, from the committee on Labor, on a petition, a Bill relating to the employment of children in manufacturing establishments.

By Mr. Hill of Haverhill, from the committee on Railroads, on an order, a Bill relating to the tenure of office of railroad and steamboat police.

By Mr. Candage of Brookline, from the committee on Harbors and Public Lands, on a petition, a Bill to authorize the city of Haverhill to construct a wharf and a bridge over Little River.

By Mr. Lincoln of Somerville, from the committee on Finance, on the communication of Hon. Robert R. Bishop and Hon. Charles J. Noyes in reference to the publication of reports of contested election cases from 1853 to 1882, inclusive, a Resolve repealing chapter 61 of the resolves of the year 1882, relating to reports of contested election cases.

Severally read and ordered to a second reading.

Shade-trees.

Bridge over Merrimack River between Deer Island and Salisbury.

Savings bank investments.

Distinguished guests.

Buzzard's Bay — scallops.

Employment of children.

Railroad and steamboat police.

Bridge over Little River.

Reports of contested election cases.

*Legislative manual.*

By Mr. Davenport of Fall River, from the same committee, that the Bill relating to the printing and distribution of the legislative manual ought to pass. Placed in the orders of the day for Tuesday for a second reading.

*Loan and trust companies.*

By Mr. Sweetser of Saugus, from the committee on Banks and Banking, that the Bill (recommitted) in relation to loan and trust companies ought not to pass. Read and placed in the orders of the day for Tuesday, the question being on the rejection of the bill.

*Orders of the day.*

The Bill to amend "An Act to revise the charter of the city of Taunton" was read a third time, and considered. Amendments moved by Mr. Williams of Foxborough, including an amendment to the title so that it read "Bill relating to the City Physician and Board of Health of the city of Taunton" were adopted, and the bill as amended was passed to be engrossed, in concurrence, and sent up for concurrence in the amendments.

The Bill to establish the salary of the treasurer of Worcester County was read a third time, and after debate was rejected, and notice thereof was sent to the Senate.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to furnishing cities and towns with copies of the "Massachusetts Digest" was further considered. Mr. Saville of Lexington moved to amend by substituting a "Resolve authorizing the purchase and distribution of the Massachusetts Digest." After debate the amendment was rejected, and the report was accepted.

Reports of the committee on Railroads, inexpedient to legislate :

On an order relative to preventing railroad corporations from compelling women and children when travelling as "second-class" passengers to ride in smoking-cars;

On an order relative to supplying a sufficient number of brakemen on freight trains; and

On an order relative to compelling railroad corporations to maintain flagmen at grade crossings;

Were severally, on motions of Mr. Cogswell of Salem, postponed for further consideration until Tuesday next.

The report of the committee on the Liquor Law, inex-

pedient to legislate, on orders relative to prohibiting the sale of intoxicating liquors within a certain distance of school-houses was, on motion of Mr. Fennessey of Boston, postponed for further consideration until next Wednesday, pending a motion by the same gentleman to amend by substituting a bill therefor.

The report of the committee on the Liquor Law, inexpedient to legislate, on an order relative to repealing the "screen law," so called, was, on motion of Mr. Smith of Andover, postponed for further consideration until next Wednesday.

The report of the committee on the Liquor Law, inexpedient to legislate, on an order relative to the sale of intoxicating liquors to be drunk on the premises, without first securing a license to do business as common victualers, was, on motion of Mr. Cogswell of Salem, postponed for consideration until next Wednesday.

The report of the committee on the Liquor Law, inexpedient to legislate, on an order relating to a modification or repeal of the "Civil Damage Act," was, on motion of Mr. Kingsley of Cambridge, postponed for consideration until next Wednesday.

The report of the committee on the Liquor Law, leave to withdraw, on the petition of T. Corwin Watkins and others that the question of repealing the present license law and enacting a prohibitory law be submitted to the people, was, on motion of Mr. Candage of Brookline, postponed for consideration until next Wednesday.

The report of the committee on the Liquor Law, inexpedient to legislate, on an order relative to repealing the law in regard to the power of adjoining owners to object to granting certain licenses, was, on motion of Mr. Eastman of Boston, postponed for consideration until next Wednesday.

The report of the committee on Military Affairs, leave to withdraw, on the petition of William Clafin and others that State aid be granted to Marie Maggi, was further considered. Mr. Foster of Medford moved to amend by substituting a "Resolve in favor of Marie Maggi." The amendment was rejected, and the report was accepted and sent up for concurrence.

**Reports :**

Of the committee on Military Affairs, inexpedient to legislate, on an order relative to including among the troops credited to Massachusetts the three months' militia troops of 1861 ;

Of the committee on Prisons, no legislation necessary, on the message of the Governor enclosing a list of pardons granted during the year 1882 ;

Of the committee on Railroads, leave to withdraw, on the petition of John Atwood and others for more reasonable rates for the transportation of fresh fish on the Old Colony Railroad ;

Of the same committee, inexpedient to legislate, on an order relative to further legislation to protect the lives of passengers on railroads ;

Of the committee on Taxation, inexpedient to legislate, on an order relative to taxation of real estate and tangible personal property ;

Of the same committee, leave to withdraw, on the petition of Nathan B. Clapp for legislation authorizing municipalities to exempt certain land and buildings from taxation in certain cases ; and

Of the committee on Military Affairs, inexpedient to legislate, on an order relative to prohibiting the use of funds from the treasury for the payment of a military escort to the Governor on the occasion of Harvard Commencement ;

Were severally accepted and sent up for concurrence.

The report of the committee on the Liquor Law, inexpedient to legislate, on an order relative to amending or repealing the "local option law" was, on motion of Mr. Dolan of Lawrence, postponed for further consideration until next Wednesday, pending a motion of that gentleman to amend by substituting a bill.

**Bills :**

Relative to the trial of juvenile offenders (amended on motion of Mr. Potter of Worcester) ;

To establish the salary of the third clerk in the department of the Secretary of the Commonwealth ;

Relative to the recounting of ballots ;

In relation to clerical assistance in the municipal court of the city of Boston ; and

In relation to the taxation of foreign mining companies ; and

**Resolves :**

In favor of Mark Pickering ;  
For the relief of John Owens ; and  
Concerning the supervision of immigration ;  
Were severally read a second time and ordered to a  
third reading.

The report of the committee on Labor, leave to withdraw, on the petition of A. C. Orne for the appointment of a committee to provide some plan for a more perfect registration of the vital statistics of this State was, on motion of Mr. Pedrick of Marblehead, recommitted to the committee on Labor.

**Bills :**

Authorizing the Cambridge Railroad Company to issue mortgage bonds ; and

To confirm certain agreements and leases made between the Cambridge Railroad Company, the Union Railway Company, the Middlesex Railroad Company, and the Somerville Horse Railroad Company (amended on motions of Mr. Williams of Foxborough) ;

Were severally read a third time, passed to be engrossed, in concurrence, and the bill last named was sent up for concurrence in the amendments.

The Resolve relating to the war records in the department of the adjutant-general ; and the

Bill to establish the polls and estates of the several cities and towns in the Commonwealth ;

Were severally read a third time, passed to be engrossed and sent up for concurrence.

The Bill to provide for the widening of draws in the bridges across North River between Salem and Beverly was read a second time, and, after debate, was, on motion of Mr. Cogswell of Salem, referred to the next General Court, and notice thereof was sent to the Senate.

The Bill relating to the salaries of certain justices and court officers was read a third time, amended as recommended by the committee on Bills in the Third Reading by substituting therefor a " Bill relating to the salary of the messenger of the justices of the superior court in the county of Suffolk," passed to be engrossed, in concurrence, as amended, and sent up for concurrence in the amendment.

At twenty minutes before five o'clock adjourned.

TUESDAY, March 6, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Elevated rail-roads.

By Mr. Varnum of Lowell, petition of Charles Currier and 1,969 others; of Robert B. Smith and 832 others; of F. B. Wilder and 637 others; of Charles W. Howard and 651 others; of James T. Clark and 302 others; and by Mr. Jackson of Salem, petition of George Upton and others, — severally in aid of the petition of Joe V. Meigs and others for an elevated railroad.

Ibid.

By Mr. Sprague of Boston, remonstrance of Fairbanks, Brown & Co. and 52 others; and by Mr. Means of Boston, remonstrance of Henry Lee and 52 others, — severally against elevated railroads.

Severally referred to the committee on Street Railways.

Taxation of net values.

By Mr. Ernst of Boston, petition of Jesse Holbrook and 20 others; by Mr. Butler of Boston, petition of Geo. A. Miner and 40 others; by Mr. Gove of Boston, petition of J. C. Hammond and 42 others; by Mr. Randall of Boston, petition of Charles Davenport and 74 others; by Mr. Snow of Boston; petition of F. C. Taylor and 37 others; by Mr. Olmsted of Springfield, petition of Chas. S. Warren and 28 others; by Mr. Browne of Boston, petition of J. B. Billings and 97 others; by Mr. Whitney of Westfield, petition of H. Hooker and 14 others; by Mr. Sayward of Boston, petition of F. W. Chapin and 29 others; by Mr. Kilduff of Boston, petition of Henry A. Gould and 69 others; by Mr. Means of Boston, petition of Charles S. Hitchcock and 4 others; by Mr. Coombs of Newburyport, petition of A. J. Atkinson and 10 others; by Mr. Warner of Northampton, petition of James R. Trumbull and 10 others; by Mr. Hutchinson of Chelsea, petition of T. M. Rhodes and 42 others; and by Mr. Costello of Boston, petition of Henry W. Crowell and 37 others, — severally for legislation concerning taxation upon net values of life insurance policies.

Severally referred to the committee on Taxation.

Lowell, — Richardson's Brook.

By Mr. Varnum of Lowell, petition of George F. Gaylor and 136 others that Richardson's Brook, in Lowell, may

be discontinued. Referred to the committee on Water Supply and Drainage.

Severally sent up for concurrence.

By Mr. Webster of Montague, remonstrance of E. G. Lamson and others against the establishment of a district court in the county of Franklin. Referred to the committee on the Judiciary.

Franklin County  
district court.

By Mr. Butterfield of Tyngsborough, petition of John Davis and 500 others that the question of prohibiting the manufacture and sale of intoxicating liquors be submitted to the people. Placed on file.

Intoxicating  
liquors.

### *Order.*

The following order, offered by Mr. Cogswell of Salem, was, at the request of Mr. Joyner of Great Barrington, laid over until to-morrow, pending a motion of Mr. Sprague of Boston to refer the order to the committee on the Judiciary : —

Union Safe De-  
posit Vaults.

*Whereas*, A Bill entitled "An Act to incorporate the Union Safe Deposit Vaults" was passed through its several stages, and on the twenty-first day of February, A. D. 1883, was presented to the Governor; and

*Whereas*, On the twenty-third day of said February, the Governor left the Commonwealth of Massachusetts and remained continuously absent therefrom until the second day of March, A. D. 1883; and

*Whereas*, On the twenty-sixth day of said February said bill was received by the House of Representatives with objections thereto in writing, dated said twenty-sixth day of February, and signed by said Governor, although he was then absent from the Commonwealth, as already recited; and

*Whereas*, Said bill may have become a law at the expiration of five days from said twenty-first day of February;

*Ordered*, That the Speaker of the House be directed to transmit to the justices of the supreme judicial court a certified copy of this order and the preamble thereto, and to request their opinion upon the facts stated therein, whether the bill aforesaid has become and is now a law of this Commonwealth.

*And whereas*, The said bill entitled "An Act to incorporate the Union Safe Deposit Vaults" was received

by the House of Representatives with objections in writing as hereinbefore recited, and no action thereon has yet been taken by the said House; and

*Whereas*, The first section of the said bill is in the terms following, to wit:—

“ SECTION 1. Henry Lee, Henry L. Higginson, George C. Lee, their associates and successors, are made a corporation by the name of the Union Safe Deposit Vaults, for the purpose of receiving on deposit or storage, or for safe keeping, government securities, stocks, bonds, coin, jewelry, plate, valuable papers and documents, money and other property of every kind; of collecting and disbursing the income or principal of any of said property, when due; of receiving, investing, and disbursing money for parties so requesting; and of renting safes for the storage of said property in vaults constructed for the purpose: *provided, however*, that nothing herein shall authorize said company to do a loan and trust business. Said corporation shall have all the powers and privileges, and be subject to all the duties, liabilities and restrictions set forth in chapters one hundred and five and one hundred and six of the Public Statutes, and in all general laws which now are or hereafter may be in force, relating to similar corporations.”

*And whereas*, Among other objections in writing so accompanying said bill, it is also objected that said section authorizes the company incorporated by the bill to “carry on every kind of mechanical, mining, and manufacturing business, printing and publishing books, making and selling gas and maintaining hotels;” and

*Whereas*, The House cannot intelligently or properly act upon the said bill so received as aforesaid without being informed whether the said section has in law the meaning and effect which are made the ground of said objection;

*Ordered*, That the Speaker of the House be directed to transmit to the justices of the supreme judicial court a certified copy of this order, and the preamble thereto, and to request their opinion whether the section of said bill therein set forth has in law the meaning and effect on account of which objection is taken to it as aforesaid.

#### Reconsideration.

Father Mathew  
Catholic Tem-  
perance Benefit  
Society.

Mr. Dolan of Lawrence moved to reconsider the vote whereby the House refused to suspend the 12th joint

rule to allow the introduction of the petition of the Father Mathew Catholic Temperance Benefit Society for a modification of its charter. The motion prevailed, and the question recurring on suspending the rule, it was carried, and the petition was sent to the Senate for concurrence in the suspension of the 12th joint rule.

Mr. Boardman of Boston moved to reconsider the vote whereby the House on Friday last accepted the report of the committee on Railroads, inexpedient to legislate, on an order relative to further legislation to protect the lives of passengers on railroads. The motion prevailed. Pending the recurring question on the acceptance of the report, it was, on further motion of Mr. Boardman, laid on the table.

*Accidents on railroads.*

*Papers from the Senate.*

*Reports:*

Of the committee on Railroads, leave to withdraw, on the petition of Charles G. Allen and others for a change of name of the Boston, Barre & Gardner Railroad Company;

*Boston, Barre & Gardner Railroad.*

Of the committee on Cities, leave to withdraw, on the petition of the mayor of Springfield for an amendment to the city charter respecting the appointment and removal of police officers;

*Springfield charter.*

Of the committee on Public Health, leave to withdraw, on the petition of the Massachusetts Society for the Prevention of Cruelty to Animals for such legislation as will prevent bringing into this Commonwealth calves too young to eat hay, and to prevent the bleeding of calves before they are slaughtered;

*Calves.*

Of the committee on Prisons, inexpedient to legislate, on two orders relative to amending the law in relation to the discharge of poor convicts; and

*Discharge of poor convicts.*

Of the committee on the Liquor Law, no legislation necessary, on the abstract of the returns from the several cities and towns showing the number of licenses issued for the sale of intoxicating liquors, etc.;

*Liquor licenses.*

Severally accepted by the Senate, were severally read and placed in the orders of the day for to-morrow.

The report of the committee on Claims, asking to be Williamstown; discharged from further consideration of the petition of the selectmen of Williamstown and a committee of said town, specially authorized, for special relief on account of Troy & Greenfield Railroad.

its subscription of \$33,000 to the stock of the Troy & Greenfield Railroad, and recommending its reference to the committee on Hoosac Tunnel and Troy & Greenfield Railroad, accepted by the Senate, was read and accepted, in concurrence.

**Bills :**

**Inspection of buildings in Boston.**

**Savings banks.**

**Woman's Baptist Missionary Society.**

**Proprietors of the Forest Hills Cemetery.**

**Lighting the State House.**

**Redemption of the Hoosac Tunnel.**

**Elevated railroads.**

**Taxation of net values.**

Relating to the inspection of buildings in the city of Boston (reported on a petition and an order) ;

To extend the time within which savings banks and institutions for savings may sell certain real estate now held by them (reported on an order and petition of the Cape Cod Five Cents Savings Bank) ; and

To change the name of the Woman's Baptist Missionary Society (reported on a petition) ;

Severally passed to be engrossed by the Senate, were severally read and ordered to a second reading.

A Bill in addition to " An Act to incorporate the proprietors of the Forest Hill Cemetery " passed to be engrossed by the Senate, was read and referred to the committee on the Judiciary.

The House order relative to lighting the State House came down from the Senate with an amendment, adding at the end thereof the words " under the direction of the committee on the State House," in which amendment the House concurred, under a suspension of the rule.

**The following papers were referred, in concurrence : —**

Petition of Lewis Coleman and others in aid of the petition of the Troy & Greenfield Railroad for the passage of an act giving to the supreme court, or some other suitable tribunal, jurisdiction in equity to hear the cause of said company for the redemption of the Hoosac Tunnel. To the committee on Hoosac Tunnel and Troy & Greenfield Railroad.

Remonstrances of C. A. Welch and others, and of Samuel Graves and others, — severally against the building of elevated railroads in Boston.

Severally to the committee on Street Railways.

Petitions of Joseph A. Haskell and 28 others ; of R. A. Fuller and 15 others ; and of C. C. Porter, Jr., and 14 others, — severally in favor of the repeal of section 25 of chapter 13 of the Public Statutes, concerning the taxation of net values of life insurance policies.

Severally to the committee on Taxation.

*Reports of Committees.*

By Mr. Cronin of Boston, from the committee on the Judiciary, inexpedient to legislate, on an order relative to the better protection from fire of persons in theatres. Fires in theatres.

By Mr. Means of Boston, from the same committee, no legislation necessary, on the abstracts of the returns of sheriffs for the year ending Sept. 30, 1882. Returns of sheriffs.

By the same gentleman, from the same committee, leave to withdraw, on the petition of H. K. W. Allen and others for legislation to protect cultivated fields from trespassers. Trespassers.

By Mr. Howes of Cambridge, from the same committee, inexpedient to legislate, on an order relative to amending section 58 of chapter 12 of the Public Statutes, concerning the sale, by cities and towns, of real estate for non-payment of taxes. Real estate sold for non-payment of taxes.

By Mr. Potter of Worcester, from the same committee, inexpedient to legislate, on an order relative to definitely locating rights of way. Rights of way.

By Mr. Bixby of Adams, from the same committee, inexpedient to legislate, on an order relative to amending existing laws regarding boards of health in cities. Boards of health.

By Mr. Coombs of Newburyport, from the committee on the Fisheries, no legislation necessary, on the seventeenth annual report of the commissioners on inland fisheries. Inland fisheries.

By Mr. Tarone of Boston, from the same committee, leave to withdraw, on the petition of James W. Manchester and others of Westport for legislation relative to the taking of eels from the waters of said town. Westport.—eels.

By Mr. Coombs of Newburyport, from the committee on the Liquor Law, inexpedient to legislate, on an order relative to repealing section 2 of chapter 259 of the acts of the year 1882, in relation to sureties on bonds of licensed liquor dealers. Sureties on liquor license bonds.

By the same gentleman, from the same committee, inexpedient to legislate, on an order relative to amending the law concerning sureties on bonds of licensed liquor dealers. Ibid.

By Mr. Baker of Lynn, from the committee on Manufactures, inexpedient to legislate, on an order relative to establishing a board of examiners to pass upon the qualifications of steam engineers employed in manufacturing establishments. Steam engineers.

## JOURNAL OF THE HOUSE,

**Quincey Avenue bridge.**

By Mr. Searell of New Bedford, from the committee on Roads and Bridges, leave to withdraw, on the petition of F. A. Hobart and others for certain legislation relating to rebuilding and maintaining Quincey Avenue bridge in said town.

Severally read and placed in the orders of the day for to-morrow.

**Dividends of insolvent companies, etc.**

By Mr. Lincoln of Somerville, from the committee on Finance on the annual report of the Treasurer and Receiver-General, in part, a Resolve for covering into the treasury the amounts standing to the credit of the accounts of dividends of insolvent companies and dividends of insolvent savings banks.

**Unclaimed moneys in hands of receivers, etc.**

By the same gentleman, from the same committee, on the annual report of the Treasurer and Receiver-General, in part, a Bill providing for the disposition of unclaimed moneys in the hands of receivers of certain insolvent corporations.

**Treasurer.**

By Mr. Belden of Williamstown, from the same committee, on the annual report of the Treasurer and Receiver-General, in part, a Bill authorizing the treasurer to employ an additional clerk.

**Commissioners of Public Lands Fund.**

By Mr. Clark of Winchendon, from the same committee, on the annual report of the Treasurer and Receiver-General, in part, a Bill regulating the Commissioners of Public Lands Fund.

**Coast Defence Loan Sinking Fund.**

By Mr. Burr of Newton, from the same committee, on the annual report of the Treasurer and Receiver-General, in part, a Bill regulating the disposition of the surplus of the Coast Defence Loan Sinking Fund.

**Free public libraries.**

By Mr. Eastman of Boston, from the committee on Education, on an order, a Bill to provide for annual reports of free public libraries.

**Co-operative saving fund and loan associations.**

By Mr. Wolcott of Boston, from the committee on Labor, on several petitions, a Bill relating to the name of co-operative saving fund and loan associations.

**Westfield.**

By Mr. Kimball of Chelsea, from the committee on Towns, on a petition, a Bill to authorize the town of Westfield to issue new water bonds.

**Libraries.**

By Mr. Aiken of Greenfield, from the committee on Education, on an order, in part, a Bill to prevent the wilful detention of books, newspapers, magazines, pamphlets or manuscripts of certain libraries.

**Ibid.**

By the same gentleman from the same committee, on an

order, in part, a Bill for the better protection of property in certain libraries.

By Mr. Gove of Boston from the committee on Cities, Northampton. on a petition, a Bill to establish the city of Northampton.

Severally read and ordered to a second reading.

By Mr. Davenport of Fall River, from the committee on Finance that the Resolve in favor of the town of Pepperell ought to pass.

By the same gentleman, from the same committee, that Norton. the Resolve in favor of the town of Norton ought to pass.

Severally placed in the orders of the day for to-morrow for a second reading.

By Mr. Jacobs, of Hingham, from the committee on Banks and Banking, to whom was recommitted the Bill to authorize the Massachusetts Hospital Life Insurance Company to hold additional real estate, that the bill ought to pass amended by substituting therefor a bill with the same title.

Massachusetts  
Hospital Life  
Insurance Com-  
pany.

Read and placed in the orders of the day for to-morrow, the question being on the engrossment of the bill.

#### *Orders of the Day.*

The report of the committee on Railroads, inexpedient to legislate, on an order relative to preventing railroad corporations from compelling women and children when travelling as "second-class" passengers to ride in smoking-cars was further considered. Mr. Moriarty of Worcester moved to amend by substituting a "Bill prohibiting railroad corporations to require women and children to ride in regular smoking cars," pending which the report was postponed for further consideration until to-morrow, on further motion of the same gentleman.

Orders of the  
day.

The report of the committee on Railroads, inexpedient to legislate, on an order relative to compelling railroad corporations to maintain flagmen at grade crossings was, on motion of Mr. Moriarty of Worcester laid on the table.

The Bill to incorporate the Brockton Real Estate and Improvement Company was read a second time and, pending the question on ordering to a third reading, was laid on the table, on motion of Mr. Cogswell of Salem.

The Bill to establish the salary of the clerk of the first

district court of southern Middlesex was read a third time and considered, and after debate was rejected by a vote of 66 to 68 and notice of its rejection was sent to the Senate.

The Bill to incorporate the Cape Cod Historical Society was read a third time, and pending the question on its engrossment, was laid on the table, on motion of Mr. Cogswell of Salem.

Reports :

Of the committee on Banks and Banking, inexpedient to legislate, on an order relative to repealing the law limiting the investments of savings banks in the stock of banks ;

Of the committee on Cities, inexpedient to legislate, on an order relative to legislation concerning shade-trees in cities and towns ;

Of the committee on the Fisheries, leave to withdraw, on the petition of Charles H. Pease and others for legislation concerning the catching of scallops in the waters of Buzzard's Bay and its tributaries ;

Of the committee on Manufactures, leave to withdraw, on the petition of the New England Manufacturers' and Mechanics' Institute that funds be placed at the disposal of the Governor to entertain distinguished guests ;

Of the committee on Roads and Bridges, inexpedient to legislate, on an order relative to legislation concerning the bridge over Merrimack River, between Deer Island and Salisbury ; and

Of the committee on Railroads, inexpedient to legislate, on an order relative to supplying a sufficient number of brakemen on freight trains ;

Were severally accepted and sent up for concurrence.

The report of the committee on Taxation, inexpedient to legislate, on an order relative to amending or repealing so much of section 17 of chapter 13 of the Public Statutes as fixes the limit of deductions from the tax of savings banks was accepted, in concurrence.

The Bill in relation to loan and trust companies was, pending the question on its rejection, as recommended by the committee on Banks and Banking, recommitted to that committee on motion of Mr. Sweetser of Saugus.

The House concurred in the Senate amendment to the

House Bill to authorize the National Tube Works Company to increase its capital stock, and the bill was returned to the Senate indorsed accordingly.

Bills :

To incorporate the trustees of the Chapter of the Zeta Psi Fraternity in Williams College ;

Allowing the Somerville Wharf and Improvement Company further time to organize ;

Relating to the teaching of elementary book-keeping in certain grades of the public schools (amended on motion of Mr. Howland of Plymouth) ;

Relating to the printing and distribution of the Legislative Manual ;

Relating to the tenure of office of railroad and steam-boat police ; and

To authorize the city of Haverhill to construct a wharf and a bridge over Little River ; and the

Resolve repealing chapter 61 of the resolves of the year 1882, relating to reports of contested election cases ;

Were severally read a second time and ordered to a third reading.

Bills :

Relative to the district court of Hampshire and the salary of the justice thereof ;

To establish a clerk for the district court of Hampshire ;

Relating to the salary of the clerk of the police court of Gloucester ;

Authorizing the Universalist Publishing House to expend its profits for religious purposes (its title having been changed by the committee on Bills in the Third Reading so as to read " Bill authorizing the Universalist Publishing House to furnish pecuniary aid to the religious organizations of the Universalist denomination ") ; and

To establish the salary of the third clerk in the department of the Secretary of the Commonwealth ; and the

Resolve in favor of Mark Pickering ;

Were severally read a third time, passed to be engrossed and sent up for concurrence.

The Bill to authorize Charles C. Hine to construct a causeway and bridge in Tisbury was read a third time, and was passed to be engrossed, in concurrence.

The Bill relating to the employment of children in man-

## JOURNAL OF THE HOUSE,

ufacturing establishments was read a second time and considered. After debate and pending amendments moved by Messrs. Whitin of Northbridge, and Lincoln of Somerville, and pending the question on ordering to a third reading, the bill was recommitted to the committee on Labor, on motion of Mr. Mellen of Worcester.

At five o'clock adjourned.

WEDNESDAY, March 7, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Vaccination.

By Mr. Bowker of Boston, petition of Alfred Booth, president of the Excelsior Medical College of Massachusetts, for a law to provide for the circulation of information concerning vaccination. Referred to the committee on Public Health.

Taxation of net values.

By Mr. Boardman of Boston, petition of Nathaniel S. Todd and 104 others, and of Edward L. Giddings and 25 others; by Mr. Batchelder of Worcester, petition of F. F. Hopkins and 22 others; by Mr. Welch of Blackstone, petition of Wm. A. Power and others; and by Mr. Whitmarsh of Boston, petition of Joseph M. Floyd and 21 others,— severally for legislation concerning taxation upon net values of life insurance policies.

Severally referred to the committee on Taxation.

Severally sent up for concurrence.

Franklin County district court.

By Mr. Miller of Colrain, remonstrances of Joel N. Dewey and 27 others of Bernardston; of Isaac W. Stetson and 23 others; and of Earl Shearer and 120 others,— severally against the establishment of a district court in Franklin County.

Severally referred to the committee on the Judiciary.

*Taken from the Table.*

Deputy Tax Commissioner.

On motion of Mr. Davenport of Fall River the annual report of the Deputy Tax Commissioner was taken from the table and was, on his further motion, referred to the committee on Finance.

*Orders.*

The order relative to the veto message of His Excellency the Governor concerning the Bill to incorporate the Union Safe Deposit Vaults.

Mr. Bowker of Boston raised the point of order that the order was new business, and therefore was obnoxious to joint rule 12. The Speaker ruled that the order was merely a matter incidental to a subject of legislation before the House, and therefore declared the point not well taken. On the pending motion of Mr. Sprague of Boston to refer the order to the committee on the Judiciary, the yeas and nays were ordered, at the request of Mr. Joyner of Great Barrington. The roll was called, and the motion was carried by a vote of 135 yeas to 86 nays, as follows :

## YEAS.

Messrs. Aldrich, Samuel N.	Messrs. Clark, Wilder P.
Ambrose, David L.	Cluff, Daniel B.
Atherton, Arlon S.	Cobb, Francis D.
Babbitt, Francis S.	Cogswell, Adams H.
Baker, Charles H.	Cogswell, William
Ball, George H.	Coombs, John P.
Bancroft, William A.	Copeland, William A.
Barker, Forrest E.	Cushing, Louis T.
Barker, George A.	Cushman, Solomon F.
Barnard, Chas. T.	Davenport, James F.
Batchelder, Geo. E.	Davis, Samuel M.
Bates, Emory I.	Denham, James R.
Belden, Charles D.	Dolan, Daniel F.
Bixby, Nelson H.	Dunham, Rufus A.
Boardman, Halsey J.	Dwinell, James F.
Briggs, Bradford B.	Eames, Warren
Browne, Andrew J.	Eastman, Edmund T.
Bugbee, Beriah U.	Ernest, Geo. A. O.
Burr, Charles C.	Fisher, H. G. B.
Bush, Horace W.	Fisk, David
Butler, Daniel	Foster, Joshua T.
Butterfield, Jesse B.	Freeman, Clarendon A.
Cable, Hobart M.	Fuller, Warren D.
Campbell, Benj. F.	Gifford, John W.
Candage, Rufus G. F.	Glines, Edward
Carr, Alonzo A.	Goodman, Allen W.
Chamberlain, Geo. D.	Gordon, William, Jr.
Chappelle, Julius C.	Gove, Jesse M.
Chester, William F.	Harrub, Fred. M.
Clark, Charles N.	Hartwell, Harris C.
Clark, Elijah C.	Higginbottom, Allen

## JOURNAL OF THE HOUSE,

<b>Messrs.</b>	Hildreth, Edwin A.	<b>Messrs.</b>	Sayward, William H.
	Hill, Edwin N.		Searell, William A.
	Holley, Tristram R.		Shaylor, Pliny M.
	Howes, Lewis W.		Small, Edward E.
	Howland, Charles H.		Smith, Charles
	Howland, Charles W.		Smith, George E.
	Hubbard, Sabin		Smith, Joel
	Huntoon, George L.		Snow, Edmund F.
	Hutchinson, Chas. C.		Sprague, Henry H.
	Jacobs, Joseph, Jr.		Staples, Samuel
	Jefts, Luman T.		Starbird, Charles D.
	Kimball, D. Frank		Stebbins, John B.
	Kimball, William R.		Steere, Marquis D. F.
	Kingsley, Chester W.		Stetson, George F.
	Lackey, George A.		Stetson, Sprague S.
	Learnard, George E.		Stockbridge, Levi
	Linnell, Solomon, 2d		Tilly, John
	Lord, Charles S.		Towne, Charles A.
	Martin, Thomas		Tyler, Albert
	Mason, James H.		Varnum, Daniel H.
	Means, Arthur F.		Walker, Aaron G.
	Miller, Charles H.		Warfield, Henry L.
	Miller, John D.		Wells, Daniel W.
	Morse, Leonard T.		Weston, Thomas, Jr.
	Nason, Jesse L.		Wheeler, Charles
	Nourse, Henry S.		White, Henry J.
	Olmsted, John.		Whitehill, John
	Parker, John L.		Whitin, Arthur F.
	Parker, Walter O.		Whiting, Albert T.
	Pilsbury, Edwin L.		Whitmarsh, Wm. W.
	Potter, Burton W.		Whitney, William H.
	Putney, Lyman K.		Wiggins, Thomas P.
	Rice, Samuel I.		Williams, Fred. H.
	Richardson, Chas. W.		Willson, Edmund B.
	Robinson, Orlando G.		Winchester, Fitch A.
	Sargent, Wingate P.		Wolcott, Roger.
	Saville, Leonard A.		

## NAYS.

<b>Messrs.</b>	Aiken, John A.	<b>Messrs.</b>	Clark, Aaron F.
	Allen, Heman L.		Clark, George L.
	Baker, John I.		Conlin, Christopher P.
	Barton, John S.		Costello, Michael W.
	Bates, Butler		Courtney, John
	Beach, Theodore D.		Craig, George E.
	Bird, Warren A.		Cronin, Cornelius F.
	Bowker, Horace L.		Doherty, John
	Brigham, Andrew C.		Dolan, Michael J.
	Cheever, John H.		Donahoe, Charles W.

Messrs. Douglas, William L.	Messrs. Melden, William R.
Eaton, William N.	Mellen, James H.
Entwistle, James R.	Moriarty, Eugene M.
Fennessey, Jerem. G.	Morrison, Alva S.
Foley, Patrick E.	Murphy, John R.
Foster, William W.	Newell, Charles S.
Frizzell, William H.	O'Brieu, Francis
Fuller, Charles	O'Connell, David F.
Gaffney, Frank H.	Pattee, Wm. G. A.
Gilmartin, Dennis	Peabody, W. Scott
Gimlich, Jacob	Peck, Herbert L.
Hall, Thomas J.	Pedrick, Francis E.
Hayes, John E.	Perry, Isaac F. B.
Holbrook, Caleb	Randall, Charles L.
Hopkins, John	Reade, John
Howes, Erastus	Reed, Charles M.
Hunt, Samuel C.	Reynolds, Enos H.
Jackson, John	Richardson, David M.
Joyner, Herbert C.	Sexton, Michael
Kelley, Joseph J.	Shaw, Edward H.
Kilduff, William	Simpson, Thomas C.
Kniffin, George E.	Stetson, Alonzo J.
Knox, Charles H.	Stow, T. Dwight
Lamb, Abraham J.	Streeter, Dwight W.
Leonard, Edwin	Sullivan, Dennis A.
Littlefield, George W.	Tarone, James
Mackintosh, Chas. A.	Warner, John F.
Maguire, John G.	Webster, Franklin I.
Manning, Patrick H.	Welch, Americus
Martin, Charles B.	Wildes, Ansel F.
McCormick, Martin S.	Wilkinson, John W.
McDonald, Patrick F.	Williams, John S.
McGaragle, Patrick F.	Wright, John H.

Yea, 135 ; nays, 86.

Mr. Aldrich of Marlborough offered the following order, which was at his request laid over until to-morrow :

*Ordered*, That the committee on the Judiciary be requested to consider all matters relating to the bill entitled "An Act to incorporate the Union Safe Deposit Vaults."

*Bills Enacted and Resolve Passed.*

*Engrossed bills :*

Making appropriations for expenses of the various charitable and reformatory institutions, and for other purposes ; and

Enacted bills ;  
resolve passed.

## JOURNAL OF THE HOUSE,

To extend the charter of the Somerville Horse Railroad Company;

(Which severally originated in the House);

Were severally passed to be enacted, signed and sent to the Senate.

An engrossed Resolve in favor of the State Lunatic Hospital at Taunton (which originated in the House) was passed, signed and sent to the Senate.

*Papers from the Senate.*

Reports :

Double taxation.

Of the committee on Taxation, leave to withdraw, on the petition of C. F. Adams, Jr., and others for the abolition of all forms of double taxation;

Text-books in public schools.

Of the committee on Education, inexpedient to legislate, on an order relative to providing by law that the State Board of Education prescribe a uniform series of text-books for use in all public schools; and

Provincetown.

Of the committee on Towns, reference to the next General Court, on the petition of Joseph P. Johnson and others for authority for the town of Provincetown to build a wharf and issue its bonds to pay for the same;

Severally accepted by the Senate, were severally read and placed in the orders of the day for to-morrow.

Bills :

Intoxicating liquors on election days.

To prohibit the sale of intoxicating liquors on election days (reported on an order and on a portion of the Governor's address); and

Boston & Lowell and Middlesex Central R. R. Cos.

To authorize the Boston & Lowell Railroad Corporation to purchase the franchise and property of the Middlesex Central Railroad Company (reported on a petition);

Boston common council.

Severally passed to be engrossed by the Senate, were severally read and ordered to a second reading.

Notice was received from the Senate of the rejection by that branch of the House Bill relating to the eligibility to office of members of the council of the city of Boston.

Lists of committees, etc.

The following order was adopted in concurrence : —

*Ordered*, That there be printed for the use of the members of both branches of the Legislature six hundred copies of a book containing the rules and a list of members of the House and Senate and decisions of the presiding officers, it having been already prepared by the Clerks of both branches.

The following papers were referred in concurrence : —

Petitions of Benjamin F. Nourse and others in aid of petition of Joe V. Meigs and others for an elevated railroad. Elevated rail-roads. Ibid.

Remonstrances of F. W. Sprague and 52 others ; and of Percival L. Everett and others, — severally against elevated railroads. Ibid.

Severally to the committee on Street Railways.

Petition of Alpheus H. Hardy and 21 others, in favor of the repeal of section 25 of chapter 13 of the Public Statutes, relating to taxation upon life insurance policies. Taxation of net values.  
To the committee on Taxation.

#### *Reports of Committees.*

By Mr. Aldrich of Marlborough, from the committee on the Judiciary, inexpedient to legislate, on an order relative to legislation concerning attachments of wages by trustee process. Attachment of wages,— trustee process.

By Mr. Potter of Worcester, from the same committee, inexpedient to legislate, on an order relative to providing that a minor who misrepresents his age in order to obtain liquor, or to obtain admission to a billiard, pool or sippio room or bowling alley, shall be subject to a penalty. Minors, — billiard and sippio rooms.

By Mr. Howes of Cambridge, from the same committee, inexpedient to legislate, on an order relative to defining the liability of abutters who undermine the sidewalk or street and convert the space to their own use. Abutters.

By Mr. Sprague of Boston, from the same committee, inexpedient to legislate, on an order relative to giving such an interpretation to article 3, chapter 2 of the Constitution, that the lieutenant-governor may succeed, on a permanent vacancy in the office of governor, to the title and emoluments of the position. Lieutenant-Governor.

By Mr. Cogswell of Salem, from the same committee, inexpedient to legislate, on an order relative to compelling mortgagees of real estate to give notice to mortgagors when possession is taken by peaceable entry. Notice in cases of foreclosure.

By the same gentleman, from the same committee, inexpedient to legislate, on an order relative to actual personal notice in writing in case of open and peaceable entry to foreclose mortgages upon real estate. Ibid.

By Mr. Pattee of Quincy, from the same committee, inexpedient to legislate, on an order relative to District courts.

legislation to supply district courts with certain law books, furniture, etc.

**Days of grace.** By Mr. Means of Boston, from the same committee, reference to the next General Court, on an order relative to abolishing days of grace on notes and other mercantile paper.

**Insolvency warrants.** By Mr. Bancroft of Cambridge, from the committee on Probate and Chancery, inexpedient to legislate, on an order relative to amending section 113, chapter 157 of the Public Statutes, concerning the issuing of warrants in insolvency proceedings.

**Woburn.** By Mr. Warner of Northampton, from the committee on Cities, reference to the next General Court, on a petition of the selectmen and others of Woburn for a city charter.

**Boards of aldermen.** By Mr. Wheeler of Boston, from the same committee, reference to the next General Court, on an order relative to filling vacancies in the board of aldermen of a city.

**Women's prison at Sherborn.** By Mr. Pilsbury of Boston, from the committee on Prisons, inexpedient to legislate, on so much of the Governor's address as relates to the abolition of the reformatory prison for women at Sherborn.

**Transfer of prisoners.** By Mr. Staples of Concord, from the same committee, inexpedient to legislate, on an order relative to the transfer of prisoners from the house of correction to jails, and from jails to the house of correction.

**Dennis, — alewives.** By Mr. Howes of Gloucester, from the committee on the Fisheries, leave to withdraw, on the petition of Nathaniel Tripp and others for legislation concerning the catching of alewives in the waters of the town of Dennis.

**Lowell.** By Mr. Kniffin of West Stockbridge, from the committee on Claims, leave to withdraw, on the petition of the mayor of Lowell for the payment of a claim of said city against the Commonwealth.

Severally read and placed in the orders of the day for to-morrow.

**Aiding the poor.** By Mr. Potter of Worcester, from the committee on the Judiciary, that the Bill (on leave) to protect recipients of outside aid from unnecessary advertisement or exposure ought not to pass.

**Travelling on the Lord's Day.** By Mr. Bixby of Adams, from the same committee, that the Bill (on leave) to authorize persons travelling on the Lord's Day to recover damages for injuries caused by defects in highways ought not to pass.

Severally read and placed in the orders of the day for to-morrow, the question, in each case, being on the rejection of the bill.

By Mr. Means of Boston, from the committee on the Judiciary, on an order, a Bill to enlarge the jurisdiction of notaries public. Notaries public.

By Mr. Bixby of Adams, from the same committee, on a petition, a Bill to confirm the organization and proceedings of the Attleborough Water Supply District in Attleborough. Attleborough Water Supply District.

By Mr. Cogswell of Salem, from the same committee, on a petition, a Resolve to confirm the acts of James Keith as a justice of the peace. James Keith.

By Mr. Chamberlain of Cambridge, from the committee on Public Charitable Institutions, on a petition, a Bill to provide for the discharge or temporary release of inmates of institutions for the insane. Insane persons.

By Mr. Cushing of Cohasset, from the committee on Insurance, on a petition, a Bill to change the name of the Beverly Insurance Company, and to increase its capital stock. Beverly Insurance Company.

By Mr. Hartwell of Fitchburg, from the committee on Banks and Banking, on two orders, a Bill in relation to the annual reports of the treasurers of savings banks and institutions for savings. Reports of treasurers of savings banks.

By Mr. Boardman of Boston, from the committee on Railroads, on a petition, a Bill in relation to the Massachusetts Central Railroad Company. Massachusetts Central Railroad.

Severally read and ordered to a second reading.

By Mr. Chester of Malden, from the committee on Public Charitable Institutions, on a petition, a Resolve in favor of the State Almshouse at Tewksbury. Read and referred, under the rule, to the committee on Finance. State almshouse at Tewksbury.

### *Orders of the Day.*

The report of the committee on the Liquor Law, inexpedient to legislate, on an order relative to amending or repealing the "local option law," was further considered. The pending motion of Mr. Dolan of Lawrence to amend by substituting a bill was lost, and the report was accepted and sent up for concurrence. Orders of the day.

The report of the committee on the Liquor Law, inexpedient to legislate, on orders relative to prohibiting the

sale of intoxicating liquors within a certain distance of school-houses was further considered. The pending motion of Mr. Fennessey of Boston to amend by substituting a bill was lost, and the report was accepted and sent up for concurrence.

The report of the committee on Railroads, inexpedient to legislate, on an order relative to preventing railroad corporations from compelling women and children when travelling as "second-class" passengers to ride in smoking-cars was further considered. The pending motion of Mr. Moriarty of Worcester to amend by substituting a bill was carried, and the bill was placed in the orders of the day for to-morrow for a second reading.

The report of the committee on the Liquor Law, inexpedient to legislate, on an order relative to persons selling intoxicating liquors to be drunk on the premises without first securing a license to do business as common victuallers, was further considered. Mr. Moriarty of Worcester moved to amend by substituting a "Bill to repeal so much of chapter 100 of the Public Statutes as requires licenses of the first, second and third classes to be held by inn-holders and common victuallers." After debate, the amendment was rejected, and the report was accepted, in concurrence.

The report of the committee on the Liquor Law, inexpedient to legislate, on an order relative to repealing the "Screen Law," so called, was further considered. Mr. O'Connell of Worcester moved to amend by substituting a "Bill to amend section 12 of chapter 100 of the Public Statutes, relating to screens and other obstructions upon premises in which intoxicating liquor is sold." The amendment was rejected, and the report was accepted, in concurrence.

#### Reports :

Of the committee on the Liquor Law, inexpedient to legislate, on an order relating to a modification or repeal of the law commonly known as the "Civil Damage Act;"

Of the same committee, leave to withdraw, on the petition of T. Corwin Watkins and others that the question of repealing the present license law and enacting a prohibitory law be submitted to the people; and

Of the same committee, inexpedient to legislate, on

an order relative to repealing the law in regard to the power of adjoining owners to object to granting certain licenses ;

Of the committee on Cities, leave to withdraw, on the petition of the mayor of Springfield for an amendment to the city charter respecting the appointment and removal of police officers ;

Of the committee on Public Health, leave to withdraw, on the petition of the Massachusetts Society for the prevention of Cruelty to Animals for such legislation as will prevent bringing into this Commonwealth calves too young to eat hay, and to prevent the bleeding of calves before they are slaughtered ;

Of the committee on prisons, inexpedient to legislate, on orders relative to amending the law in relation to the discharge of poor convicts ; and

Of the committee on the Liquor Law, no legislation necessary, on the abstract of the returns from the several cities and towns showing the number of licenses issued for the sale of intoxicating liquors, etc. :

Were severally accepted, in concurrence.

Reports :

Of the committee on the Judiciary, no legislation necessary, on the abstracts of the returns of sheriffs for the year ending September 30, 1882 ;

Of the same committee, inexpedient to legislate :

On an order relative to the better protection of persons from fire in theatres ;

On an order relative to amending section 58 of chapter 12 of the Public Statutes, concerning the sale, by cities and towns, of real estate for the non-payment of taxes ;

On an order relative to definitely locating rights of way ; and

Of the same committee, leave to withdraw, on the petition of H. K. W. Allen and others for legislation to protect cultivated fields from trespassers ;

Were severally accepted.

Reports :

Of the committee on the Fisheries, no legislation necessary, on the seventeenth annual report of the commissioners on inland fisheries ;

Of the same committee, leave to withdraw, on the peti-

tion of James W. Manchester and others of Westport for legislation relative to the taking of eels from the waters of said town ;

Of the committee on the Liquor Law, inexpedient to legislate :

On an order relative to amending the law concerning sureties on bonds of licensed liquor dealers ; and

On an order relative to repealing section 2 of chapter 259 of the acts of the year 1882, in relation to sureties on bonds of licensed liquor dealers ;

Of the committee on Manufactures, inexpedient to legislate, on an order relative to establishing a board of examiners to pass upon the qualifications of steam engineers employed in manufacturing establishments ; and

Of the committee on Roads and Bridges, leave to withdraw, on the petition of F. A. Hobart and others for certain legislation relating to rebuilding and maintaining Quincy Avenue bridge in said town ;

Were severally accepted and sent up for concurrence.

The report of the committee on Railroads, leave to withdraw, on the petition of Charles G. Allen and others for a change of name of the Boston, Barre & Gardner Railroad Company, was, on motion of Mr. Glines of Somerville, recommitted to the committee on Railroads.

Bills :

To authorize the town of Westfield to issue new water bonds ;

Relating to the Commissioners of Public Lands Fund ;  
To establish the city of Northampton ;

To extend the time within which savings banks and institutions for savings may sell certain real estate now held by them ; and

To change the name of the Woman's Baptist Missionary Society ; and

Resolves :

In favor of the town of Norton ;

In favor of the town of Pepperell ; and

For covering into the treasury the amounts standing to the credit of the accounts of dividends of insolvent insurance companies and dividends of insolvent savings banks ;

Were severally read a second time and ordered to a third reading.

The Bill to authorize the city of Haverhill to construct a wharf and a bridge over Little River; and the Resolve for the relief of John Owens; Were severally read a third time, passed to be engrossed and sent up for concurrence.

Bills:

To incorporate the trustees of the Chapter of the Zeta Psi Fraternity in Williams College;

Allowing the Somerville Wharf and Improvement Company further time to organize; and

Relating to the printing and distribution of the Legislative Manual; and the

Resolve concerning the supervision of immigration;

Were severally read a third time, and were passed to be engrossed, in concurrence.

At twenty minutes past five o'clock adjourned.

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THURSDAY, March 8, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Small of Provincetown, petition of E. S. Whittemore and others, in favor of granting a charter for a Cape Cod Ship Canal to the party exhibiting the best guarantees for its construction. Referred to the committee on Harbor and Public Lands.

By Mr. Means of Boston, remonstrance of Wesley P. Clark and others; and by Mr. Sprague of Boston, remonstrance of Moses A. Dow and others, — severally against an elevated railroad in the city of Boston.

Severally referred to the committee on Street Railways.

Severally sent up for concurrence.

By Mr. Hill of Haverhill, remonstrances of E. W. Day and 60 others, and of J. W. Tilton and 84 others, — Bradford and Haverhill.

**Franklin County district court.** severally, against the annexation of Bradford to Haverhill.

By Mr. Miller of Colrain, remonstrance of S. C. Livermore and others against the establishment of a district for the county of Franklin.

Severally placed on file.

#### *Order.*

**Union Safe Deposit Vaults.**

The order offered yesterday by Mr. Aldrich of Marlborough, and laid over, relative to the requesting the committee on the Judiciary to consider all matters relating to the bill entitled "An Act to incorporate the Union Safe Deposit Vaults," was withdrawn by Mr. Aldrich, there being no objection. The same gentleman then offered the following order which was adopted : —

*Ordered*, That the committee on the Judiciary be requested to investigate the facts relative to the alleged invalidity of the veto of His Excellency the Governor of the bill or act to incorporate the Union Safe Deposit Vaults.

#### *Papers from the Senate.*

**Evangelical Religious Society of Wayland.**

The report of the committee on Parishes and Religious Societies, asking to be discharged from further consideration of the petition of H. B. Braman and others, members of the Evangelical Religious Society of Wayland, for an act to confirm certain doings of said society, and recommending its reference to the Senate committee on the Judiciary, accepted by the Senate, was read and accepted in concurrence in so much as relates to the discharge of the committee.

**Marblehead Water Company.**

The report of the committee on Water Supply and Drainage, leave to withdraw on the petition of Isaac C. Wyman and others for the incorporation of the Marblehead Water Company, came down for concurrence in the recommital of the report with instructions to hear the parties. The House concurred, and the report was returned to the Senate endorsed accordingly.

#### *Bills :*

**Rousing-bells.**

Permitting municipal officers to authorize manufacturers to ring bells and use whistles and gongs for the benefit of their workmen (reported on petitions) ;

To revive chapter 459 of the acts of 1869, and to ex-

tend the time within which the corporations therein named may avail themselves of the rights therein granted (reported on a petition of the Boston and Lowell Railroad corporation) ;

Leases of rail-road corporations.

To punish persons guilty of disorderly conduct on steamboats and other public conveyances (reported on an order) ;

Disorderly con-duct on steam-boats.

Concerning the proprietors of the Meeting-House in Hollis Street in Boston (reported on a petition) ; and the

Hollis Street Meeting-House in Boston.

Resolve for the encouragement of the American exhibition of foreign productions, arts and manufactures (reported on an order) ;

American exhibi-tion of foreign products, etc.

Severally passed to be engrossed by the Senate, were severally read and ordered to a second reading.

Remonstrances of J. Q. A. Brackett and 53 others ; of E. J. Brown & Co., and 53 others ; and of John Cummings and 53 others, — severally against elevated railroads ;

Elevated rail-roads.

Were severally referred in concurrence to the committee on Street Railways.

Engrossed bills :

Authorizing the Massachusetts Bible Society to hold additional real and personal estate ;

Massachusetts Bible Society.

In relation to the assessment of taxes ; and

Assessment of taxes. Mutual Fire As-surance Com-pany of Spring-field.

Authorizing the Mutual Fire Assurance Company of Springfield to insure personal property ;

Severally came down with the endorsement that the bills had been returned by His Excellency the Governor to the Senate at its request, that the enactment had been reconsidered in that branch, and the bills were severally sent down for concurrence in certain amendments adopted by the Senate.

On motions of Mr. Sprague of Boston the rule was suspended, and the House reconsidered the votes whereby the several bills had been passed to be enacted, and on further motions of the same gentleman the rule was suspended which provides that no engrossed bill shall be amended. The bills were then severally placed in the orders of the day for to-morrow, the question being on concurring with the Senate in the amendments.

#### *Discharged from the Orders.*

On motion of Mr. Gove of Boston the Bill to establish Northampton. the city of Northampton was discharged from the orders

of the day, under a suspension of the rule. It was read a third time, amended on motions of Mr. Joyner of Great Barrington, passed to be engrossed as amended, and sent at once to the Senate for concurrence, rule 15 having been suspended on further motion of Mr. Gove.

*Taken from the Table.*

**Accidents on railroads.**

On motion of Mr. Glines of Somerville the report of the committee on Railroads, inexpedient to legislate, on an order relative to further legislation to protect the lives of passengers on railroads was taken from the table, and was, on his further motion, placed in the orders of the day for to-morrow.

*Reconsideration.*

**Intoxicating liquors, — common victuallers.**

Mr. Bowker of Boston moved to reconsider the vote whereby the House yesterday accepted, in concurrence, the report of the committee on the Liquor Law, inexpedient to legislate, on an order relative to amending chapter 100 of the Public Statutes, so that persons may be licensed to sell intoxicating liquors to be drunk on the premises, without first securing a license to do business as common victuallers. The motion was lost.

**Steam engineers.**

Mr. Tarone of Boston moved to reconsider the vote whereby the House yesterday accepted the report of the committee on Manufactures, inexpedient to legislate, on an order relative to establishing a board of examiners to pass upon the qualifications of steam engineers employed in manufacturing establishments. The motion prevailed. On further motion of Mr. Tarone, the report was recommitted to the committee on Manufactures.

**Real estate sold for non-payment of taxes.**

Mr. Howes of Cambridge moved to reconsider the vote whereby the House yesterday accepted the report of the committee on the Judiciary, inexpedient to legislate, on an order relative to amending section 58 of chapter 12 of the Public Statutes, concerning the sale, by cities and towns, of real estate for non-payment of taxes. The motion prevailed. Pending the recurring question on the acceptance of the report, the same gentleman moved to amend by substituting a "Bill relating to the time within which a city or town shall sell real estate held under a sale or taking for non-payment of taxes." The amendment was carried, and the bill having been read was

placed in the orders of the day for to-morrow for a second reading.

*Bills Enacted.*

Engrossed bills :

To authorize the president and trustees of Williams College to hold additional real and personal estate ; and

To authorize the National Tube Works Company to increase its capital stock ;

(Which severally originated in the House) ;

Authorizing the Cambridge Railroad Company to issue mortgage bonds ; and

To authorize Charles C. Hine to construct a causeway and bridge in Tisbury ;

(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed and sent to the Senate.

*Reports of Committees.*

By Mr. Cogswell of Salem, from the committee on the Judiciary, inexpedient to legislate :

On an order relative to establishing a district court for Franklin County or a part thereof ;

On an order relative to legislation concerning the imprisonment of poor debtors ;

On an order relative to compelling foreign corporations to provide some security for the payment of judgments recovered against them in this Commonwealth ; and

On an order relative to providing by law that no public exhibitions of sparring shall be held in this Commonwealth.

By the same gentleman, from the same committee, leave to withdraw, on the petition of J. W. Switzer and others, for an act requiring the Lynn Aqueduct Company to pay in a capital stock and complete its organization.

By Mr. Aldrich of Marlborough, from the same committee, inexpedient to legislate, on an order relative to limiting the rate of interest to six per cent.

By Mr. Pattee of Quincy, from the same committee, leave to withdraw, on the petition of E. A. Nichols for legislation to regulate the sales of goods on the instalment plan.

By Mr. Bixby of Adams, from the same committee, inexpedient to legislate, on an order relative to authorizing police and district courts and trial justices to bind, by recognizance, government witnesses in criminal cases,

*Enacted bills.*

*Franklin County district court.*

*Poor debtors.*

*Foreign corporations,—judgments.*

*Sparring.*

*Lynn Aqueduct Company.*

*Rate of interest.*

*Sales of goods on the instalment plan.*

*Witnesses in criminal cases.*

## Rockets, etc.

By Mr. Potter of Worcester, from the same committee, inexpedient to legislate, on an order relative to amending sections 54 and 55 of chapter 102 of the Public Statutes, in relation to firing rockets, etc., without a license, so as to include torpedoes.

Adverti-  
ments, etc., on  
trees.

By Mr. Bugbee of Southbridge, from the committee on Agriculture, inexpedient to legislate, on an order relative to legislation to prevent the placing of advertisements, notices and signs upon trees along the highways.

Passenger  
pigeons.

By the same gentleman, from the same committee, inexpedient to legislate, on an order relative to amending the laws concerning the snaring of passenger pigeons.

Foreign life in-  
surance compa-  
nies.

By Mr. Cushing of Cohasset, from the committee on Insurance, inexpedient to legislate, on an order relative to repealing or amending section 166 of chapter 119 of the Public Statutes, concerning foreign life insurance companies.

## Insurance.

By the same gentleman, from the same committee, inexpedient to legislate, on an order relative to additional facilities regarding insurance.

Organization of  
the militia.

By Mr. Bancroft of Cambridge, from the committee on Military Affairs, inexpedient to legislate, on an order relative to amending chapter 14 of the Public Statutes, so as to provide for the organization of the militia into a division, and the election of a major-general, to be placed in command.

Taxation of  
bank stock.

By Mr. Browne of Boston, from the committee on Taxation, leave to withdraw, on the petition of Simeon Atwood and others for repeal of section 17, chapter 13 of the Public Statutes, concerning the taxation of bank stock.

## Homesteads.

By Mr. Mason of Swansea, from the same committee, inexpedient to legislate, on an order relative to exempting homesteads from taxation to the extent of eight hundred dollars.

Domicile of tax-  
payers.

By Mr. Morse of Sharon, from the same committee, inexpedient to legislate, on an order relative to fixing the domicile of tax-payers.

Fares on rail-  
roads.

By Mr. Glines of Somerville, from the committee on Railroads, inexpedient to legislate, on an order relative to compelling railroads to carry all passengers at two cents per mile.

Bradford and  
Haverhill.

By Mr. Saville of Lexington, from the committee on Towns, leave to withdraw, on the petition of C. F. King

and others for legislation concerning the annexation of the town of Bradford to the city of Haverhill.

By the same gentleman, from the same committee, reference to the next General Court, on the petition of Dean Dudley and others for the appointment of a record commissioner for the various cities and towns.

By Mr. Stetson of Danvers, from the committee on Woman Suffrage, inexpedient to legislate, on an order relative to a registration and vote of the women of the State upon the abolition of the sex qualification to the rights of suffrage.

Severally read and placed in the orders of the day for to-morrow.

By Mr. Aldrich of Marlborough, from the committee on the Judiciary, on an order, a Bill requiring municipal or other corporations to make returns of the acceptance or failure to accept certain acts and resolves.

By Mr. Bixby of Adams, from the same committee, on a petition, a Bill to confirm the doings of school district number eighteen in Attleborough.

By the same gentleman, from the same committee, on an order, a Bill in relation to warrants for arrest in bastardy cases.

By Mr. Pattee of Quincy, from the same committee, on an order, a Bill concerning the order of trials in criminal cases.

By Mr. Cogswell of Salem, from the same committee, on an order, a Bill to provide for the appointment of a stenographer for the supreme judicial court and superior court for the county of Essex.

By Mr. Burr of Newton, from the committee on Finance on the annual report of the Treasurer and Receiver-General, in part, a Bill defining the meaning of the term "net indebtedness" in certain cases.

By Mr. Gordon of New Bedford, from the same committee, on the annual report of the Deputy Tax Commissioner, in part, a Bill relating to the duties of assessors of taxes.

By Mr. Maguire of Woburn, from the committee on Cities, on a petition, a Bill to enable the city of Newburyport to purchase and hold additional stock in the Newburyport and Amesbury Horse Railroad Company.

By Mr. Browne of Boston, from the committee on Taxation, on a petition, a Bill to exempt certain property of the Arms Library from taxation.

Record commis-  
sioner.

Registration  
and voting of  
women.

Returns of mu-  
nicipal and  
other corpora-  
tions.

School district  
No. 18 in Attle-  
borough.

Bastardy war-  
rants.

Trials in crim-  
inal cases.

Stenographer,  
— Essex  
County.

Net indebt-  
edness.

Assessors of  
taxes.

Newburyport,  
— Newburyport  
and Amesbury  
Horse Railroad  
Company.

Arms Library.

## JOURNAL OF THE HOUSE,

Stoneham.

By Mr. Parker of Lynn, from the committee on Military Affairs, on a petition, a Bill to authorize the town of Stoneham to pay certain bounties.

Broadway Or-  
thodox Congre-  
gational Society  
of Somerville.

By Mr. Whitehill of Attleborough, from the committee on Parishes and Religious Societies, on a petition, a Bill to change the name of the Broadway Orthodox Congregational Society of Somerville.

State Alms-  
house at Tewks-  
bury.

By Mr. Davenport of Fall River, from the committee on Finance, that the Resolve in favor of the State Alms-house at Tewksbury ought to pass in a new draft with the same title.

Medical associa-  
tions.

By Mr. Mackintosh of Dedham, from the committee on Education, on an order, a Bill to except associations for medical purposes from the provisions of the general law relative to the incorporation of associations for certain purposes.

Ames Library.

By the same gentleman, from the same committee on a petition, a Bill to incorporate the Ames Free Library of Easton.

Normal Art  
School.

By Mr. Eastman of Boston, from the same committee, on the annual report of the Board of Education, in part, a Bill to extend the time for the transfer of land on the Back Bay in Boston for the use of the Normal Art School.

Boston Library.

By Mr. Smith of Everett, from the same committee, on a petition, a Bill relating to the limit of time for the erection of a library building by the city of Boston.

Severally read and ordered to a second reading.

Catherine  
Curtin.

By Mr. Clark of Winchendon, from the committee on Finance, that the Resolve in favor of Catherine Curtin ought to pass. Placed in the orders of the day for tomorrow for a second reading.

Massachusetts  
Agricultural  
College.

By Mr. Stockbridge of Amherst, from the committee on Agriculture, on the special message of His Excellency the Governor, in part, a Resolve in Relation to printing the report of the trustees of the Massachusetts Agricultural College for the year 1882.

Normal Art  
School.

By Mr. Wilson of Salem, from the committee on Education, on the Report of the Board of Education, in part, a Resolve to provide for leasing the Deacon House estate for the use of the Normal Art School.

Gettysburg Bat-  
tlefield Memo-  
rial Associa-  
tion.

By Mr. Parker of Lynn, from the committee on Military Affairs, on a resolve (taken from the files of last year) a Resolve in favor of the Gettysburg Battlefield Memorial Association.

Severally read and referred, under the rule, to the committee on Finance.

By Mr. Clark of Winchendon, from the committee on Finance, asking to be discharged from further consideration of the Resolve in favor of Stillman C. Spaulding and recommending that it be recommitted to the committee on Military Affairs. Read and accepted.

Stillman C.  
Spaulding.

*Orders of the Day.*

The Bill to incorporate the Ashwood Cemetery Association in the town of Weymouth was read a third time, amended on motions of Mr. Williams of Foxborough, passed to be engrossed, as amended, and sent up for concurrence.

Orders of the  
day.

The Bill to incorporate the Newton Associates was read a second time, and pending the question on ordering to a third reading, was laid on the table, on motion of Mr. Cogswell of Salem.

The Bill to provide for annual reports of free public libraries was read a second time, and, after debate, was rejected by a vote of 49 to 61, and notice thereof was sent to the Senate.

The Bill relating to the teaching of elementary book-keeping in certain grades of the public schools was read a third time, amended on motion of Mr. Hopkins of Milbury, by substituting therefor a "Bill relating to the teaching of book-keeping in the public schools," and after debate, was rejected, and notice thereof was sent to the Senate.

*Reports :*

Of the committee on the Judiciary, inexpedient to legislate:

On an order relative to amending existing laws regarding boards of health in cities;

On an order relative to legislation concerning attachments of wages by trustee process;

On an order relative to defining the liability of abutters who undermine the sidewalk or street and convert the space to their own use;

On an order relative to giving such an interpretation to article three, chapter two of the Constitution, that the lieutenant-governor may succeed, on a permanent vacancy in the office of Governor, to the title and emoluments of the position; and

On an order relative to legislation to supply district courts with certain law books, furniture, etc.;

Of the same committee, reference to the next General Court, on an order relative to abolishing days of grace on notes and other mercantile paper; and

Of the committee on Probate and Chancery, inexpedient to legislate, on an order relative to amending the law concerning the issuing of warrants in insolvency proceedings;

Were severally accepted.

Reports :

Of the committee on Cities, reference to the next General Court :

On an order relative to filling vacancies in the board of aldermen of a city : and

On a petition of the selectmen and others of Woburn for a city charter ;

Of the committee on Prisons, inexpedient to legislate, on an order relative to the transfer of prisoners from the house of correction to jails, and from jails to the house of correction ; and

Of the committee on the Fisheries, leave to withdraw, on the petition of Nathaniel Tripp and others for legislation concerning the catching of alewives in the waters of the town of Dennis ;

Were severally accepted and sent up for concurrence.

Reports :

Of the committee on Taxation, leave to withdraw, on the petition of C. F. Adams, Jr., and others for the abolition of all forms of double taxation ;

Of the committee on Education, inexpedient to legislate, on an order relative to providing by law that the State Board of Education prescribe a uniform series of text-books ; and

Of the committee on Towns, reference to the next General Court, on the petition of Joseph P. Johnson and others for authority for the town of Provincetown to build a wharf ;

Were severally accepted in concurrence.

Bills :

Providing for the disposition of unclaimed moneys in the hands of receivers of certain insolvent corporations ;

Regulating the disposition of the surplus of the Coast Defence Loan Sinking Fund ;

To prevent the wilful detention of books, newspapers, magazines, pamphlets or manuscripts of certain libraries ;

For the better protection of property of certain libraries ;

Relating to the name of co-operative saving fund and loan associations ;

Authorizing the treasurer to employ an additional clerk ;

Relating to the inspection of buildings in the city of Boston ;

To confirm the organization and proceedings of the Attleborough Water Supply District in Attleborough ;

In relation to the annual reports of the treasurers of savings banks and institutions for savings ; and

To change the name of the Beverly Insurance Company, and to increase its capital stock ;

Were severally read a second time and ordered to a third reading.

The Bill to authorize the Massachusetts Hospital Life Insurance Company to hold additional real estate was further considered, and was passed to be engrossed and sent up for concurrence.

The Bill in relation to extra clerical assistance in the municipal court of the city of Boston, was read a third time, and was passed to be engrossed in concurrence.

Bills :

In relation to the taxation of foreign mining companies (amended as recommended by the committee on Bills in the Third Reading by substituting therefor a "Bill in relation to the taxation of foreign mining, quarrying and oil companies") ;

Relating to the Commissioners of Public Lands Fund, (its title having been changed by the committee on Bills in the Third Reading) ; and

Resolves :

For covering into the treasury the amounts standing to the credit of the accounts of dividends of insolvent insurance companies and dividends of insolvent savings banks ; and

Repealing chapter 61 of the Resolves of the year 1882, relating to reports of contested election cases ;

Were severally read a third time, passed to be engrossed and sent up for concurrence.

## JOURNAL OF THE HOUSE,

**Bills :**

**Relating to the recounting of ballots ; and  
To change the name of the Woman's Baptist Missionary  
Society ; and**

**Resolves :**

**In favor of the town of Norton ; and  
In favor of the town of Pepperell ;**

**Were severally read a third time, and were passed to  
be engrossed, in concurrence.**

At five o'clock adjourned.

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**FRIDAY, March 9, 1883.**

Met according to adjournment.

Prayer was offered by Rev. Mr. Smith of Andover, a member of the House.

*Petitions Presented.*

**Travel on Tremont and Boylston Streets, Boston.**

By Mr. Pilsbury of Boston, remonstrance of Martin L. Bradford and 165 others ; and of Jonathan French and 131 others ; and by Mr. Sprague of Boston, remonstrance of W. H. Baldwin and 128 others ; of T. Jefferson Coolidge and 71 others ; and of Abbott Lawrence and 78 others, — severally against legislation permitting encroachments on the limits of Boston Common.

Severally referred to the committee on Cities.

**Homoeopathic medical treatment for the insane.**

By Mr. Chester of Malden, petition of John Campbell and 1,967 others, in favor of furnishing homœopathic medical treatment to the insane under the care of the State. Referred to the committee on Public Charitable Institutions.

Severally sent up for concurrence.

**Elevated railroads.**

By Mr. Sprague of Boston, remonstrance of Henry L. Higginson and others ; and by Mr. Means of Boston, remonstrance of E. P. Boynton and others, — severally against elevated railroads.

Severally placed on file.

**Northborough water bonds.**

By Mr. Rice of Northborough, petition of the water commissioners of Northborough for authority to issue

additional water bonds. Referred to the committee on Water Supply and Drainage under a suspension of the 12th joint rule, and sent up for concurrence.

*Papers from the Senate.*

The report of the committee on Roads and Bridges, leave to withdraw, on petitions of Harry H. Hale and others, that the county commissioners of Essex County be authorized to build a bridge over the Merrimack River, between Bradford and Haverhill, accepted by the Senate, was read and placed in the orders of the day for Monday.

Bridge across  
Merrimack  
River, between  
Bradford and  
Haverhill.

Bills :

To supply the town of Cottage City with pure water *Cottage City.*  
(reported on a petition) ; and

To ratify and confirm a contract between the Quannapowitt Water Company and the town of Stoneham (re-  
ported on a petition) : *Quannapowitt  
Water Com-  
pany.*

Severally passed to be engrossed by the Senate, were severally read and ordered to a second reading.

The Resolve providing for the disposal of the sewage of the State prison, reported on an order, and passed to be engrossed by the Senate, was read and referred, under the rule, to the committee on Finance. *State prison.*

Committee on  
Agriculture  
authorized to  
visit.

*Ordered*, In concurrence, that the committee on Agriculture be authorized to visit the Agricultural College at such times as they may deem expedient.

Father Mathew  
Catholic Tem-  
perance Society  
of Lawrence.

The petition of the Father Mathew Catholic Temperance Benefit Society for the modification of its charter came down concurred in the suspension of the 12th joint rule, and was, on motion of Mr. Sullivan of Lawrence, referred to the committee on the Judiciary.

Elevated rail-  
roads.

Remonstrances of Liverus Hull and others ; and of James C. White and others, — severally against elevated railroads in the city of Boston, were severally placed on file.

*Reports of Committees.*

By Mr. Stetson of Lakeville, from the committee on Agriculture, inexpedient to legislate, on an order relative to the prevention of forest fires. *Forest fires.*

Boston City  
Council.

By Mr. Wheeler of Boston, from the committee on Cities, leave to withdraw, on the petition of the president of the Boston Common Council, for legislation prescribing

that on all boards or commissions on which one alderman is elected *ex officio* there shall be two councilmen so elected or appointed.

Boston ordinances.

By Mr. Maguire of Woburn, from the same committee, leave to withdraw, on the petition of the mayor of Boston for legislation relating to publication of ordinances.

Industrial art.

By Mr. Mackintosh of Dedham, from the committee on Education, inexpedient to legislate, on an order relative to instruction in industrial art.

Fishing in Merrimack River.

By Mr. Coombs of Newburyport, from the committee on the Fisheries, leave to withdraw, on the petition of James G. Perkins and others for repealing or amending the laws relative to fishing in the Merrimack River; also on a petition for the repeal of the law prohibiting persons from having smelts in their possession at certain times.

Charles River flats.

By Mr. Hutchinson of Chelsea, from the committee on Harbors and Public Lands, reference to the next General Court, on the petitions (taken from the files of last year) of the mayor of Boston for legislation transferring certain flats in Charles River to the city of Boston.

Piedmont Colonization Company.

By Mr. Sargent of Melrose, from the committee on Mercantile Affairs, leave to withdraw, on the petition of O. F. Brown and others for an act of incorporation as the Piedmont Colonization Company.

Boston Board of Health and State Board of Health.

By Mr. Randall of Boston, from the committee on Public Health, reference to the next General Court, on the petitions of Walter Preston and others that the board of health of the city of Boston be united with the State board of health.

Severally read and placed in the orders of the day for Monday.

Electric wires.

By Mr. Simpson of Newburyport, from the committee on Mercantile Affairs, asking to be discharged from further consideration of the order relative to authorizing persons or corporations to erect and maintain, in the public highways, lines of posts and wire, for the purpose of lighting by electricity, and recommending its reference to the committee on the Judiciary. Read, accepted and sent up for concurrence in so much as relates to the discharge of the committee.

West Roxbury district court.

By Mr. Pattee of Quincy, from the joint committee on the Judiciary, on a petition, a Bill to establish the salary of the justice of the municipal court of the West Roxbury district of the city of Boston.

By Mr. Gilmartin of Lawrence, from the committee on Labor, on an order, a Bill relative to payment of employés by manufacturing and other corporations [Messrs. Livermore and Seeley of the Senate, and Messrs. Steere, Whitin and Wolcott of the House, dissenting].

Weekly pay-  
ments of wages.

By Mr. Stockbridge of Amherst, from the committee on Agriculture, on an order, a Bill relating to the annual report of the Board of Control of the Massachusetts Agricultural Experiment Station.

Massachusetts  
Agricultural  
Experiment  
Station.

By Mr. Cushing of Cohasset, from the committee on Insurance, on a petition, a Bill to change the basis upon which the insurance commissioner shall compute the amount necessary to reinsure outstanding risks of marine insurance companies.

Outstanding  
isks of marine  
insurance com-  
panies.

By Mr. Towne of Orange, from the committee on Roads and Bridges, on a petition, a Bill to authorize the city of Taunton to construct a bridge across Taunton Great River.

Bridge across  
Taunton Great  
River.

By Mr. Coombs of Newburyport, from the committee on the Fisheries, on a petition, a Bill to authorize the Commissioners on Inland Fisheries to issue permits for fishing in the Merrimack River.

Fishing in Mer-  
rimack River.

By Mr. Kingsley of Cambridge, from the committee on Street Railways, on petitions, a Bill to permit the construction of elevated railways with the consent of the cities and towns in which their tracks may be located [Messrs. Locke and Randall of the Senate, and Messrs. Reade, Babbitt and Ernst of the House, dissenting].

Elevated rail-  
roads.

By Mr. Mackintosh of Dedham, from the committee on Education, on an order, a Resolve for the encouragement of industrial art in the common schools.

Industrial art.

Severally read and ordered to a second reading.

By Mr. Maguire of Woburn, from the committee on Cities, that the Bill (recommitted) to establish voting precincts in the city of Cambridge ought not to pass. Read and placed in the orders of the day for Monday, the question being on the rejection of the bill.

Voting pre-  
cincts in Cam-  
bridge.

By Mr. Clark of Northampton, from the committee on Claims, on a petition, a Resolve in favor of Timothy Murphy. Read and referred, under the rule, to the committee on Finance.

Timothy  
Murphy.

#### *Discharged from the Orders.*

On motion of Mr. Mellen of Worcester, the Bill in relation to the annual reports of the treasurers of savings

Annual reports  
of treasurers of  
savings banks.

banks and institutions for savings was discharged from the orders of the day under a suspension of the rule. It was read a third time, and, pending the question on engrossment, it was, on further motion of the same gentleman, recommitted to the committee on Banks and Banking.

*Assessment of taxes.*

On motion of Mr. Williams of Foxborough, the engrossed Bill in relation to the assessment of taxes was discharged from the orders of the day, under a suspension of the rule. The House concurred in the Senate amendments thereto, and the bill was returned to the Senate endorsed accordingly.

*Bills Enacted.*

*Enacted bills.*

*Engrossed bills :*

Relating to the city physician and board of health of the city of Taunton (which originated in the House); and

To incorporate the trustees of the Chapter of the Zeta Psi Fraternity in Williams College;

Relating to the printing and distribution of the legislative manual; and

Allowing the Somerville Wharf and Improvement Company further time to organize;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed and sent to the Senate.

*Orders of the Day.*

*Orders of the day.*

The Bill relative to the trial of juvenile offenders was read a third time and was, on motion of Mr. McCormick of Boston, postponed for further consideration until Wednesday.

The reports of the committee on the Judiciary, inexpedient to legislate:

On an order relative to compelling mortgagees of real estate to give notice to mortgagors when possession is taken by peaceable entry; and

On an order relative to actual notice in case of open and peaceable entry to foreclose mortgages upon real estate;

Were severally postponed for further consideration until Monday, on motions of Mr. Joyner of Great Barrington.

The Bill (on leave) to authorize persons travelling on

the Lord's Day to recover damages for injuries caused by defects in highways was, on motion of Mr. Hopkins of Millbury, postponed for further consideration until Monday, pending the question on its rejection as recommended by the committee on the Judiciary.

The Bill (on leave) to protect recipients of outside aid from unnecessary advertisement or exposure was considered, and, after debate, was rejected, as recommended by the committee on the Judiciary, by a vote of 81 to 65.

Reports :

Of the committee on Railroads, inexpedient to legislate :

On an order relative to further legislation to protect the lives of passengers on railroads ; and

On an order relative to compelling railroads to carry passengers at two cents per mile ;

Of the committee on Prisons, inexpedient to legislate, on so much of the Governor's address as relates to the abolition of the reformatory prison for women at Sherborn ;

Of the committee on Claims, leave to withdraw, on the petition of the mayor of Lowell for the payment of a claim of said city against the Commonwealth ;

Of the committee on Agriculture, inexpedient to legislate :

On an order relative to legislation to prevent the placing of advertisements, notices and signs upon trees along the highways ; and

On an order relative to amending the laws concerning the snaring of passenger pigeons ;

Of the committee on Insurance, inexpedient to legislate, on an order relative to additional facilities regarding insurance ;

Of the committee on Taxation, leave to withdraw, on the petition of Simeon Atwood and others for the repeal of section 17, chapter 13 of the Public Statutes, concerning the taxation of bank stock ;

Of the same committee, inexpedient to legislate, on an order relative to fixing the domicile of tax-payers ;

Of the committee on Towns, leave to withdraw, on the petition of C. F. King and others for legislation concerning the annexation of the town of Bradford to the city of Haverhill ;

Of the same committee, reference to the next General

Court, on the petition of Dean Dudley and others for the appointment of a record commissioner for the various cities and towns; and

Of the committee on Woman Suffrage, inexpedient to legislate, on an order relative to a registration and vote of the women of the State upon the abolition of the sex qualification to the rights of suffrage;

Were severally accepted and sent up for concurrence.

Reports of the committee on the Judiciary, inexpedient to legislate:

On an order relative to providing that a minor who misrepresents his age in order to obtain liquor, or to obtain admission to a billiard, pool or sippio room or bowling alley, shall be subject to a penalty;

On an order relative to legislation concerning the imprisonment of poor debtors;

On an order relative to authorizing police and district courts and trial justices to bind, by recognizance, government witnesses in criminal cases;

On an order relative to providing by law that no public exhibitions of sparring shall be held in this Commonwealth; and

On an order relative to limiting the rate of interest to six per cent.;

Were severally accepted.

Bills:

To enlarge the jurisdiction of notaries public;

To provide for the discharge or temporary release of inmates of institutions for the insane (amended on motion of Mr. Belden of Williamstown);

In relation to the Massachusetts Central Railroad Company;

To authorize the Boston & Lowell Railroad Corporation to purchase the franchise and property of the Middlesex Central Railroad Company;

Relating to the duties of assessors of taxes;

To authorize the town of Stoneham to pay certain bounties;

Concerning the order of trials in criminal cases;

To confirm the doings of school district number eighteen in Attleborough;

Requiring municipal or other corporations to make returns of the acceptance or failure to accept certain acts and resolves;

To change the name of the Broadway Orthodox Congregational Society of Somerville ;

To revive chapter 459 of the acts of 1869, and to extend the time within which the corporations therein named may avail themselves of the rights therein granted ; and

Concerning the proprietors of the Meeting-House in Hollis Street in Boston ; and

Resolves :

For the encouragement of the American exhibition of foreign productions, arts and manufactures ;

In favor of Catharine Curtin ; and

To confirm the acts of James Keith as a justice of the peace ;

Were severally read a second time and ordered to a third reading.

Bills :

Relating to the tenure of office of railroad and steam-boat police ;

To authorize the town of Westfield to issue new water bonds ; and

Providing for the disposition of unclaimed moneys in the hands of receivers of certain insolvent corporations ;

Were severally read a third time, passed to be engrossed and sent up for concurrence.

The Bill to extend the time within which savings banks and institutions for savings may sell certain real estate now held by them was read a third time, and was passed to be engrossed, in concurrence.

The House concurred in the Senate amendments to the engrossed bills :

Authorizing the Massachusetts Bible Society to hold additional real and personal estate ; and

Authorizing the Mutual Fire Assurance Company of Springfield, to insure personal property ;

And the bills were severally returned to the Senate endorsed accordingly.

The Bill to prohibit the sale of intoxicating liquors on election days was read a second time and considered. Mr. Joyner of Great Barrington moved to amend so as to provide that election day shall be a legal holiday. Mr. Hill of Haverhill raised the point of order that the amendment was obnoxious to House Rule 48, which provides

Point of order.

that when once a measure has been finally rejected no measure, substantially the same, shall be introduced during the same session.

The Speaker declared the point well taken and the amendment was ruled out.

After further debate the bill was recommitted to the committee on Election Laws on motion of Mr. Belden of Williamstown.

At twenty minutes past five o'clock adjourned.

MONDAY, March 12, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petition Presented.*

Elevated rail-roads.

By Mr. Eastman of Boston, petition of William H. Clark and 137 others for an elevated railroad. Placed on file.

*Papers from the Senate.*

Milk-cans.

Reports :

Of the committee on Agriculture, inexpedient to legislate, on an order relative to amending section 12, chapter 57 of the Public Statutes, respecting the measurement of milk-cans ; and

Wild game.

Of the same committee, inexpedient to legislate, on an order relative to legislation for the better protection of wild game ;

Severally accepted by the Senate, were severally read and placed in the orders of the day for to-morrow.

Fund for enter-  
tainment of dis-  
tinguished  
guests.

The report of the committee on Manufactures, leave to withdraw, on the petition of the New England Manufacturers and Mechanics Institute that funds be placed at the disposal of the Governor to entertain distinguished guests was recommitted, in concurrence, to the committee on Manufactures.

Bills :

Powow Hill  
Water Com-  
pany.

To incorporate the Powow Hill Water Company ; and

To incorporate the Farmers' and Mechanics' Savings Bank of South Framingham; Farmers' and Mechanics' Sav.  
ings Bank of South Framing-  
ham.

Severally reported on a petition and passed to be engrossed by the Senate, were severally read and ordered to a second reading.

A Bill to amend section 6 of chapter 82 of the Public Statutes relative to recording conveyances of lots in cemeteries, and for other purposes, passed to be engrossed by the Senate, was read and referred to the committee on the Judiciary. Cemetery lots.

*Reports of Committees.*

By Mr. Cogswell of Salem, from the committee on the Judiciary, inexpedient to legislate, on an order relative to amending the Constitution so that women who are attorneys-at-law may be appointed justices of the peace and notaries public [Messrs. Aldrich of Marlborough and Potter of Worcester dissenting.] Women as nota-  
ries public.

By the same gentleman, from the same committee, inexpedient to legislate, on an order relative to amending the law concerning the choosing of road commissioners by towns. Road commis-  
sioners in  
towns.

By the same gentleman, from the same committee, reference to the next General Court on an order relative to legislation concerning the solemnization of marriages by ministers of the gospel. Marriages.

By Mr. Howes of Cambridge, from the same committee, inexpedient to legislate, on an order relative to preventing the dispossession or disturbance of tenants at will without reasonable notice. Tenants at will.

By Mr. Means of Boston, from the same committee, inexpedient to legislate, on an order relative to the discharge of poor convicts by masters in chancery or commissioners in insolvency, after examination. Poor convicts.

By Mr. Aldrich of Marlborough, from the same committee, inexpedient to legislate, on an order relative to providing a penalty for persons guilty of tearing down, mutilating or destroying voting lists or town-meeting warrants. Town-meeting  
warrants.

By Mr. Nason of Boston, from the committee on Mercantile Affairs, inexpedient to legislate, on an order relative to prohibiting any corporation from borrowing money without the consent of its directors. Corporations  
borrowing  
money.

By Mr. Jefts of Hudson, from the committee on Banks and Banking, leave to withdraw on the petition of the American Loan and Trust Company. American Loan  
and Trust Com-  
pany.

## JOURNAL OF THE HOUSE,

**Report of Rail-road Commissioners.**

**Railroads.**

**Probate court, Jurisdiction of divorce, etc.**

**Foreign insurance companies.**

**Acushnet River.**

**Harbor line in Gloucester harbor.**

**Hand-tools in public schools.**

**Hawkers and pedlers.**

**Boundary line between Rhode Island and Massachusetts.**

**John William Robert Sawin.**

American Loan and Trust Company for amendment of its charter.

By Mr. Glines of Somerville, from the committee on Railroads, no legislation necessary on the Fourteenth Annual Report of the Railroad Commissioners.

By the same gentleman, from the same committee, no legislation necessary, on so much of the Governor's address as relates to Railroads.

Severally read and placed in the orders of the day for to-morrow.

By Mr. Potter of Worcester, from the committee on the Judiciary, on an order, a Bill giving probate courts jurisdiction of causes of divorce, nullity of marriage, alimony, separate support of wife, and the custody and maintenance of minor children.

By Mr. Sprague of Boston, from the same committee, on an order, a Bill in relation to deposits made by foreign insurance companies with the treasurer of the Commonwealth.

By Mr. Perry of Rochester, from the committee on the Fisheries, on a petition, a Bill to regulate the taking of fish in Acushnet River, in the town of Acushnet.

By Mr. Gaffney of Gloucester, from the committee on Harbors and Public Lands, on a petition, a Bill to change a portion of the harbor line in Gloucester harbor.

By Mr. Butler of Belmont, from the committee on Education, on petitions, a Bill relating to instruction in the elementary use of hand-tools in public schools.

Severally read and ordered to a second reading.

By Mr. Cogswell of Salem, from the committee on the Judiciary, that the Senate Bill in relation to hawkers and pedlers ought to pass with an amendment.

By the same gentleman, from the same committee, that the Senate Bill establishing the northern boundary line of the State of Rhode Island between Rhode Island and Massachusetts, ought to pass with an amendment.

Severally placed in the orders of the day for to-morrow for a second reading.

By Mr. Snow of Boston, from the committee on Military Affairs, on a petition, a Resolve in favor of John William Robert Sawin. Read and referred, under the rule, to the committee on Finance.

By Mr. Dwinell of Winchester, from the committee on Roads and Bridges that the Bill (recommitted) in relation to the bridge across the Merrimack River in the town of Tyngsborough ought to pass. Read and placed in the orders of the day for to-morrow, the question being on the engrossment of the bill.

Bridge across  
Merrimack  
River in Tyngs-  
borough.

*Orders of the Day.*

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to compelling mortgagees of real estate to give notice to mortgagors when possession is taken by peaceable entry, was considered. and, pending a motion of Mr. Joyner of Great Barrington to amend by substituting a "Bill in relation to the foreclosure and redemption of mortgages," it was, on further motion of Mr. Joyner, postponed for further consideration until to-morrow.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to actual notice in case of open and peaceable entry to foreclose mortgages upon real estate, was, on motion of Mr. Joyner of Great Barrington, postponed for further consideration until to-morrow.

The Bill (on leave) to authorize persons travelling on the Lord's Day to recover damages for injuries caused by defects in highways was considered, and, pending the question on its rejection, as recommended by the committee on the Judiciary, it was, on motion of Mr. Ernst of Boston, postponed for further consideration until to-morrow, and the bill was ordered to be printed.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to amending the law in relation to firing rockets was, on motion of Mr. Eastman of Boston, postponed for further consideration until to-morrow.

The report of the committee on Insurance, inexpedient to legislate, on an order relative to repealing or amending section 166 of chapter 119 of the Public Statutes, concerning foreign life insurance companies, was, on motion of Mr. Cushing of Cohasset, laid on the table.

The report of the committee on Military Affairs, inexpedient to legislate, on an order relative to amending

Orders of the  
day.

chapter 14 of the Public Statutes, so as to provide for the organization of the militia into a division, and the election of a major-general, was considered. Mr. Dolan of Lawrence moved to amend by substituting a "Bill to amend chapter 14 of the Public Statutes relating to the organization of the volunteer militia," pending which, the report was, on further motion of Mr. Dolan, recommitted to the committee on Military Affairs.

The Bill in relation to warrants for arrest in bastardy cases was read a second time and considered. Pending amendments moved by Mr. Hill of Haverhill, and pending the question on ordering to a third reading, it was, on motion of Mr. Cogswell of Salem, recommitted to the committee on the Judiciary.

The Bill to provide for the appointment of a stenographer for the supreme judicial court and the superior court for the county of Essex was read a second time and, after debate, it was rejected by a vote of 54 to 67.

The Bill to punish persons guilty of disorderly conduct on steamboats and other public conveyances was read a second time, and was, on motion of Mr. Boardman of Boston, recommitted to the committee on Railroads.

The Bill authorizing the treasurer to employ an additional clerk was read a third time, and, after debate, was rejected by a vote of 45 to 48.

**Reports :**

Of the committee on the Judiciary, leave to withdraw:

On the petition of J. W. Switzer and others for an act requiring the Lynn Aqueduct Company to pay in a capital stock and complete its organization; and

On the petition of E. A. Nichols for legislation to regulate the sales of goods on the instalment plan;

Of the same committee, inexpedient to legislate:

On an order relative to establishing a district court for Franklin County or a part thereof; and

On an order relative to compelling foreign corporations to provide some security for the payment of judgments recovered against them in this Commonwealth;

Were severally accepted.

**Reports :**

Of the committee on Taxation, inexpedient to legislate, on an order relative to exempting homesteads from taxation to the extent of eight hundred dollars;

Of the committee on Agriculture, inexpedient to legislate, on an order relative to the prevention of forest fires;

Of the committee on Cities, leave to withdraw:

On the petition of the president of the Boston Common Council for legislation prescribing that on all boards or commissions on which one alderman is elected *ex officio*, there shall be two councilmen so elected or appointed; and

On the petition of the mayor of Boston for legislation relating to the publication of ordinances;

Of the committee on Education, inexpedient to legislate, on an order relative to instruction in industrial art;

Of the committee on the Fisheries, leave to withdraw, on petition of James G. Perkins and others for repealing or amending the laws relative to fishing in the Merrimack River; also on a petition for the repeal of the law prohibiting persons from having sinelts in their possession at certain times;

Of the committee on Harbors and Public Lands, reference to the next General Court, on the petitions (taken from the files of last year) of the mayor of Boston for legislation transferring certain flats in Charles River to the city of Boston;

Of the committee on Mercantile Affairs, leave to withdraw, on the petition of O. F. Brown and others for an act of incorporation as the Piedmont Colonization Company:

Of the committee on Public Health, reference to the next General Court, on the petitions of Walter Preston and others, that the board of health of the city of Boston be united with the state board of health;

Were severally accepted and sent up for concurrence.

The report of the committee on Roads and Bridges, leave to withdraw, on petitions of Harry H. Hale and others, that the county commissioners of Essex County be authorized to build a bridge over the Merrimack River, between Bradford and Haverhill, was accepted, in concurrence.

Bills:

Prohibiting railroad corporations to require women and children to ride in regular smoking-cars;

Defining the meaning of the term "net indebtedness" in certain cases;

To exempt certain property of the Ames Library from taxation ;

To incorporate the Ames Free Library of Easton ;

To extend the time for the transfer of land on the Back Bay in Boston, for the use of the Normal Art School ;

To except associations for medical purposes from the provisions of the general law relative to the incorporation of associations for certain purposes ;

To enable the city of Newburyport to purchase and hold additional stock in the Newburyport & Amesbury Horse Railroad Company (amended on motions of Mr. Simpson of Newburyport) ;

Relating to the limit of time for the erection of a library building by the city of Boston ;

Permitting municipal officers to authorize manufacturers to ring bells and use whistles and gongs for the benefit of their workmen ;

Relating to the time within which a city or town shall sell real estate held under a sale or taking for non-payment of taxes ;

To change the basis upon which the insurance commissioner shall compute the amount necessary to re-insure outstanding risks of marine insurance companies ;

Relating to the annual report of the Board of Control of the Massachusetts Agricultural Experiment Station ;

To authorize the city of Taunton to construct a bridge across Taunton Great River ;

To authorize the Commissioners on Inland Fisheries to issue permits for fishing in the Merrimack River ; and

To ratify and confirm a contract between the Quannapowitt Water Company and the town of Stoneham ; and the

Resolve in favor of the State almshouse at Tewksbury ;

Were severally read a second time, and ordered to a third reading.

Bills :

Regulating the disposition of the surplus of the Coast Defence Loan Sinking Fund ;

To prevent the wilful detention of books, newspapers, magazines, pamphlets or manuscripts of certain libraries ;

For the better protection of property of certain libraries ; and

Relating to the name of co-operative saving fund and loan associations ;

TUESDAY, MARCH 13, 1883.

347

Were severally read a third time, passed to be engrossed and sent up for concurrence.

At five o'clock adjourned.

TUESDAY, March 13, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Eastman of Boston, petition of Samuel W. Bates and others for legislation concerning taxation upon net values of life insurance policies. Referred to the committee on Taxation.

Taxation of net values.

By Mr. Courtney of Lowell, remonstrance of H. A. Hildreth and others against the granting of the petition of Charles Callahan and others for the turning of a brook in Centreville, Lowell, from its natural channel into a sewer. Referred to the committee on Water Supply and Drainage.

Lowell.—  
Richardson's  
brook.

Severally sent up for concurrence.

By Mr. Briggs of Sandwich, petition of the voters of Sandwich, in town meeting assembled, for the granting of a charter to the parties giving the best guarantees for the construction of a Cape Cod ship canal.

Cape Cod ship  
canal.

By the same gentleman, petition of Benj. J. Bartley and others, and of A. C. Southworth and others, — severally, for the passage of an act for the incorporation of the Cape Cod Ship Canal Company.

Severally placed on file.

*Papers from the Senate.*

Reports:

Of the committee on Public Charitable Institutions, leave to withdraw, on the petition of the New England Moral Reform Society, for amendment of the statutes concerning the better protection of children;

Protection of  
children.

Of the same committee, inexpedient to legislate, on an order relative to changing the names of the insane hospitals of the State to hospitals for mental diseases;

Names of in-  
sane hospitals.

Of the committee on Railroads, inexpedient to legislate,

Railroad trains.

on an order relative to providing that no train of cars shall enter or pass a passenger station while another train is discharging or receiving passengers at the same station; and

**Homesteads.**

Of the committee on Taxation, inexpedient to legislate, on an order relative to exempting a portion of homesteads from taxation;

Severally accepted by the Senate, were severally read and placed in the orders of the day for to-morrow.

**Essex County Land and Building Company.**

The Bill to incorporate the Essex County Land and Building Company, reported on a petition and passed to be engrossed by the Senate, was read and ordered to a second reading.

**Bills :**

**Appeals from boards of health.**

In regard to appeals from orders passed by boards of health; and

**Gaming.**

To provide for the punishment of persons present at games or sports in common gaming-houses (being a new draft of a House bill with a similar title);

Severally passed to be engrossed by the Senate, were severally read and referred to the committee on the Judiciary.

**Resolves :**

**Bridgewater Normal School.**

In favor of the State Normal School at Bridgewater; and

**Westfield Normal School.**

In favor of the State Normal School at Westfield: (Severally reported in part on the report of the Board of Education); and

**State Workhouse at Bridgewater.**

Providing for the purchase of new steam boilers and steam pipes for the state workhouse at Bridgewater (reported in part on the report of the Board of Health, Lunacy and Charity);

Severally passed to be engrossed by the Senate, were severally read and referred, under the rule, to the committee on Finance.

**Elevated railroads.**

Remonstrances of Braham, Dow & Co. and others, and of C. C. Stevens and others, — severally against elevated railroads, were severally placed on file.

#### *Bills Enacted and Resolves Passed.*

**Engrossed bills :**

**Bills enacted and resolves passed.**

Relating to the annual meeting and number of managers of the Boston Female Asylum;

To establish the salary of the clerk of the first district court of Plymouth ; and

To authorize the union of the Eastern Junction, Broad Sound Pier & Point Shirley Railroad Company, the Boston, Winthrop & Point Shirley Railroad Company and the Boston & Winthrop Railroad Company ;

(Which severally originated in the House) ; and

In relation to extra clerical assistance in the municipal court of the city of Boston ;

Relating to the recounting of ballots ;

In relation to the assessment of taxes ;

To change the name of the Woman's Baptist Missionary Society ; and

To confirm certain agreements and leases made between the Cambridge Railroad Company, the Union Railway Company, the Middlesex Railroad Company and the Somerville Horse Railroad Company ;

(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed and sent to the Senate.

*Engrossed resolves :*

In favor of the town of Pepperell (which originated in the House) ;

In favor of the town of Norton ; and

Concerning the supervision of immigration ;

(Which severally originated in the Senate) ;

Were severally passed, signed and sent to the Senate.

#### *Reconsideration.*

Mr. Belden of Williamstown moved to reconsider the vote whereby the House, yesterday, rejected the Bill authorizing the treasurer of the Commonwealth to employ an additional clerk. The motion prevailed. Pending the recurring question on engrossment, Mr. Joyner of Great Barrington moved certain amendments, and at his request the yeas and nays were ordered, and the roll being called, the amendments were adopted by a vote of 107 yeas to 98 nays, as follows :—

Additional  
clerk in the  
treasurer's de-  
partment.

#### Y.E.A.S.

Messrs. Aiken, John A.

Allen, Heman L.

Ambrose, David L.

Babbitt, Francis S.

Messrs. Baker, Charles H.

Baker, John I.

Bancroft, William A.

Barton, John S.

## JOURNAL OF THE HOUSE,

<b>Messrs.</b>	<b>Bates, Butler</b>	<b>Messrs.</b>	<b>Littlefield, George W.</b>
	Bates, Emory L.		Lord, Charles S.
	Belden, Charles D.		Mackintosh, Charles A.
	Bird, Warren A.		Maguire, John G.
	Bowker, Horace L.		Manning, Patrick H.
	Brigham, Andrew C.		Martin, Charles B.
	Bugbee, Benajah U.		McCormick, Martin S.
	Candage, Rufus G. F.		McGaragle, Patrick F.
	Carr, Alonzo A.		Melden, William R.
	Cheever, John H.		Mellen, James H.
	Clark, Aaron F.		Miller, John D.
	Cobb, Francis D.		Moriarty, Eugene M.
	Costello, Michael W.		Morrison, Alva S.
	Courtney, John		Morse, Bushrod
	Cowdrey, George		O'Brien, Francis
	Craig, George E.		O'Connell, David F.
	Cronin, Cornelius F.		Olmsted, John
	Cushing, Louis T.		Peabody, W. Scott
	Cushman, Solomon F.		Peck, Herbert L.
	Denham, James R.		Pedrick, Francis E.
	Dolan, Daniel F.		Potter, Richman H.
	Donahoe, Charles W.		Putney, Lyman K.
	Douglas, William L.		Randall, Charles L.
	Eaton, William N.		Reed, Charles M.
	Entwistle, James R.		Reynolds, Enos H.
	Fennessey, Jer. G.		Saville, Leonard A.
	Fernald, Oliver G.		Sayward, William H.
	Foley, Patrick E.		Sexton, Michael
	Fuller, Charles		Snow, Edmund F.
	Gaffney, Frank H.		Sprague, Henry H.
	Gifford, John W.		Stetson, Alonzo J.
	Gilmartin, Dennis		Stow, T. Dwight
	Gimlich, Jacob		Streeter, Dwight W.
	Hall, Thomas J.		Sullivan, Dennis A.
	Hayes, John E.		Sweetser, Albert H.
	Holbrook, Caleb		Tarone, James
	Hopkins, John		Warner, John F.
	Howes, Erastus		Welch, Americus
	Howes, Lewis W.		Wells, Daniel W.
	Huntoon, George L.		Wheeler, Charles
	Jackson, John		Whitmarsh, Wm. W.
	Joyner, Herbert C.		Wiggins, Thomas P.
	Kelley, Joseph J.		Wildes, Ansel F.
	Kellogg, George		Wilkinson, John W.
	Kilduff, William		Williams, Fred. H.
	Kniffin, George E.		Williams, John S.
	Knox, Charles H.		Winchester, Fitch A.
	Lamb, Abraham J.		Wolcott, Roger
	Lawrence, Omon H.		Wright, John H.
	Leonard, Edwin		

## NAYS.

Messrs. Adams, Frank W.	Messrs. Hartwell, Harris C.
Atherton, Arlon S.	Higginbottom, Allen
Barker, Forrest E.	Hildreth, Edwin A.
Barker, George A.	Hill, Edwin N.
Barnard, Charles T.	Hubbard, Sabin
Batchelder, Geo. E.	Hutchinson, Chas. C.
Beach, Theodore D.	Jacobs, Joseph, Jr.
Bixby, Nelson H.	Kimball, D. Frank
Boardman, Halsey J.	Kimball, William R.
Briggs, Bradford B.	Kingsley, Chester W.
Browne, Andrew J.	Lackey, George A.
Burr, Charles C.	Learnard, George E.
Bush, Horace W.	Leonard, Job M.
Butler, Daniel	Linnell, Solomon, 2d
Butler, Edward P.	Martin, Thomas
Butterfield, Jesse B.	Mason, James H.
Cable, Hobart M.	Morse, Leonard T.
Campbell, Benjamin F.	Newell, Charles S.
Chamberlain, Geo. D.	Nourse, Henry S.
Chappelle, Julius C.	Parker, John L.
Chester, William F.	Parker, Walter O.
Clark, Elijah C.	Perry, Isaac F. B.
Clark, Wilder P.	Pilsbury, Edwin L.
Cluff, Daniel B.	Reade, John
Cogswell, Adams H.	Richardson, Chas. W.
Cogswell, William	Robinson, Orlando G.
Coombs, John P.	Sargent, Wingate P.
Copeland, Wm. A.	Searell, William A.
Davenport, James F.	Shaw, Edward II.
Davis, Samuel M.	Shaylor, Pliny M.
Dunham, Rufus A.	Simpson, Thomas C.
Dwinell, James F.	Small, Edward E.
Eames, Warren	Smith, Charles
Eastman, Edmund T.	Smith, George E.
Ernst, George A. O.	Smith, Joel
Fisher, Henry G. B.	Staples, Samuel
Fisk, David	Starbird, Charles D.
Foster, Joshua T.	Stebbins, John B.
Foster, William W.	Stetson, George F.
Freeman, Clarendon A.	Stetson, Sprague S.
Freeman, Josiah	Stockbridge, Levi
Glines, Edward	Switzer, James W.
Goodman, Allen W.	Tilly, John
Gordon, William, Jr.	Tyler, Albert
Gove, Jesse M.	Varnum, Daniel H.
Harrub, Fred. M.	Weston, Thomas, Jr.

## JOURNAL OF THE HOUSE,

<b>Messrs.</b> White, Henry J.	<b>Messrs.</b> Whiting, Albert T.
Whitehill, John	Whitney, William H.
Whitin, Arthur F.	Willson, Edmund B.

Yea<sup>s</sup>, 107; nay<sup>s</sup>, 98.

On this question Mr. Potter of Worcester, who, it was announced, would have voted in the affirmative, was paired with Mr. Walker of Worcester.

On the main question of passing the Bill to be engrossed, the yeas and nays were ordered, at the request of Mr. Cogswell of Salem, and, the roll being called, the bill was passed, to be engrossed, and sent up for concurrence, by a vote of 106 yeas to 94 nays, as follows:—

## YEAS.

<b>Messrs.</b> Aldrich, Samuel N.	<b>Messrs.</b> Davenport, James F.
Ambrose, David L.	Dolan, Daniel F.
Atherton, Arlon S.	Dolan, Michael J.
Babbitt, Francis S.	Donahoe, Charles W.
Baker, Charles H.	Eames, Warren
Bancroft, William A.	Eastman, Edmund T.
Barker, George A.	Eaton, William N.
Batchelder, George E.	Entwistle, James R.
Beach, Theodore D.	Ernst, George A. O.
Belden, Charles D.	Fennessey, Jer. G.
Bird, Warren A.	Fisher, Henry G. B.
Bixby, Nelson H.	Foley, Patrick E.
Boardman, Halsey J.	Foster, Joshua T.
Bowker, Horace L.	Fuller, Charles
Browne, Andrew J.	Gaffney, Frank H.
Burr, Charles C.	Gifford, John W.
Bush, Horace W.	Gilmartin, Dennis
Butler, Daniel	Gordon, William, Jr.
Butler, Edward P.	Gove, Jesse M.
Butterfield, Jesse B.	Hall, Thomas J.
Campbell, Benjamin F.	Hartwell, Harris C.
Candage, Rufus G. F.	Higginbottom, Allen
Carr, Alonzo A.	Hildreth, Edwin A.
Chamberlain, Geo. D.	Hill, Edwin N.
Clark, Aaron F.	Holbrook, Caleb
Clark, Wilder P.	Howes, Lewis W.
Cluff, Daniel B.	Jacobs, Joseph, Jr.
Cobb, Francis D.	Kellogg, George
Cogswell, Adams H.	Kimball, William R.
Copeland, William A.	Lamb, Abraham J.
Costello, Michael W.	Lawrence, Omon H.
Cowdrey, George.	Lord, Charles S.
Cushing, Louis T.	Mackintosh, Charles A.

Messrs. Martin, Charles B.	Messrs. Smith, Joel
McCormick, Martin S.	Sprague, Henry H.
Mellen, James H.	Stetson, George F.
Moriarty, Eugene M.	Stockbridge, Levi
Morse, Leonard T.	Stow, T. Dwight
Murphy, John R.	Streeter, Dwight W.
Newell, Charles S.	Sullivan, Dennis A.
Nourse, Henry S.	Sweetser, Albert H.
O'Connell, David F.	Weston, Thomas, Jr.
Olmsted, John	Wheeler, Charles
Parker, John L.	White, Henry J.
Parker, Walter O.	Whitehill, John
Peck, Herbert L.	Whitin, Arthur F.
Potter, Richman H.	Whitmarsh, Wm. W.
Reade, John	Wiggins, Thomas P.
Sayward, William H.	Wildes, Ansel F.
Shaw, Edward H.	Williams, Fred. H.
Shaylor, Pliny M.	Willson, Edmund B.
Smith, Charles	Winchester, Fitch A.
Smith, George E.	Wright, John H.

**NAYS.**

Messrs. Adams, Frank W.	Messrs. Dwinell, James F.
Aiken, John A.	Fernald, Oliver G.
Allen, Heman L.	Fisk, David
Baker, John I.	Freeman, Clarendon A.
Barker, Forrest E.	Freeman, Josiah
Barnard, Charles T.	Gimlich, Jacob
Barton, John S.	Glines, Edward
Bates, Butler	Goodman, Allen W.
Bates, Emory L.	Harrub, Fred. M.
Briggs, Bradford B.	Hayes, John E.
Brigham, Andrew C.	Hopkins, John
Cable, Hobart M.	Howes, Erastus
Chappelle, Julius C.	Hubbard, Sabin
Cheever, John H.	Hutchinson, Charles C.
Chester, William F.	Jackson, John
Clark, Elijah C.	Joyner, Herbert C.
Clark, George L.	Kelley, Joseph J.
Cogswell, William	Kilduff, William
Coombs, John P.	Kimball, D. Frank
Courtney, John	Kingsley, Chester W.
Craig, George E.	Kniffin, George E.
Cronin, Cornelius F.	Knox, Charles H.
Cushman, Solomon F.	Lackey, George A.
Davis, Samuel M.	Learnard, George E.
Denham, James R.	Leonard, Edwin
Douglas, William L.	Leonard, Job M.
Dunham, Rufus A.	Linnell, Solomon, 2d

## JOURNAL OF THE HOUSE,

Messrs. Littlefield, George W.	Messrs. Richardson, Chas. W.
Maguire, John G.	Richardson, David M.
Manning, Patrick H.	Saville, Leonard A.
Martin, Thomas	Sexton, Michael
Mason, James H.	Snow, Edmund F.
McDonald, Patrick F.	Stebbins, John B.
McGaragle, Patrick F.	Stetson, Alonzo J.
Melden, William R.	Stetson, Sprague S.
Miller, John D.	Tarone, James
Morrison, Alva S.	Tilly, John
Morse, Bushrod	Towne, Charles A.
O'Brien, Francis	Tyler, Albert
Peabody, W. Scott	Varnum, Daniel H.
Pedrick, Francis E.	Warner, John F.
Perry, Isaac F. B.	Webster, Franklin I
Potter, Burton W.	Welch, Americus
Putney, Lyman K.	Wells, Daniel W.
Randall, Charles L.	Whitney, William H.
Reed, Charles M.	Wilkinson, John W.
Reynolds, Enos H.	Williams, John S.

Yeas, 106; nays, 94.

On this question Mr. Wolcott of Boston, who, it was announced, would have voted in the affirmative, was paired with Mr. Pilsbury of Boston.

Stenographer  
for the Supreme  
and Superior  
Courts.

Mr. Bixby of Adams moved to reconsider the vote whereby the Bill to provide for the appointment of a stenographer for the supreme judicial court and superior court for the county of Essex was, yesterday, rejected by the House. The motion was lost.

#### *Reports of Committees.*

Competency of  
witnesses.

By Mr. Howes of Cambridge, from the committee on the Judiciary, inexpedient to legislate, on an order relative to amending section 18 of chapter 169 of the Public Statutes, relating to the competency of witnesses.

Municipal cor-  
porations.

By the same gentleman, from the same committee, reference to the next General Court, on an order relative to authorizing municipal corporations to empower an attorney or other person to sign documents necessary to prosecute or defend suits in court.

Mesne process.

By Mr. Potter of Worcester, from the same committee, inexpedient to legislate, on an order relative to modifying the law concerning attachments under mesne process.

By Mr. Cronin of Boston, from the same committee,

inexpedient to legislate, on an order relative to amending the law relating to the notice to be given in cases of injuries sustained upon highways.

Injuries on highways.—notice.

By Mr. Aldrich of Marlborough, from the same committee, leave to withdraw, on the petition of A. W. Sidney and others for a charter for an Old Ladies' Home at Fitchburg.

Old Ladies' Home at Fitchburg.

By Mr. Copeland of Mansfield, from the committee on Probate and Chancery, inexpedient to legislate, on an order relative to increasing the salary of the assistant register of probate and insolvency for Middlesex County.

Assistant register of probate and insolvency for Middlesex County.

By Mr. Barker of Worcester, from the same committee, inexpedient to legislate, on an order relative to legislation requiring the district attorney, his assistant, or other officer, to represent the Commonwealth in all cases of uncontested petitions for divorce.

Uncontested petitions for divorce.

By Mr. Stetson of Lakeville, from the committee on Agriculture, inexpedient to legislate, on an order relative to legislation concerning the shooting of pigeons.

Pigeons.

By Mr. Jacobs of Hingham, from the committee on Banks and Banking, inexpedient to legislate, on an order relative to legislation in regard to savings banks and institutions for savings.

Savings banks.

By Mr. Williams of Waltham, from the same committee, leave to withdraw, on the petition of the Massachusetts Loan and Trust Company for an amendment of its charter.

Massachusetts Loan and Trust Company.

By Mr. Clark of Somerville, from the committee on Cities, leave to withdraw, on the petition of the mayor of Boston for amendment of the law requiring certain hearings to be held before the board of alderman of said city.

Boston Board of aldermen.

By Mr. T. C. Butler of Boston, from the same committee, reference to the next General Court, on the petition of the mayor of Lawrence for an amendment of the charter of said city relative to the division of the wards of said city.

Lawrence.

By Mr. Fennessey of Boston, from the committee on Election Laws, inexpedient to legislate, on an order relative to providing that elections shall be conducted in conformity with the requirements of the Constitution.

Elections.

By the same gentleman, from the same committee, inexpedient to legislate, on an order relative to the appointment of tellers by selectmen, town clerks or moderators at town meetings.

Tellers at town meetings.

**Protection of voters.**

By the same gentleman, from the same committee, inexpedient to legislate, on an order relative to protecting voters by prohibiting all solicitations and interference within a certain fixed and reasonable distance of the ballot-box.

**Cape Cod Ship Canal.**

By Mr. Dunham of Fairhaven, from the committee on Harbors and Public Lands, leave to withdraw, on the petition of William Seward, Jr., and others, for an act of incorporation under the name of the Cape Cod Ship Canal Company.

**Ibld.**

By the same gentleman, from the same committee, leave to withdraw, on the petition of the Cape Cod Ship Canal Company for the extension of its charter.

**Absenteeism.**

By Mr. Carr of Ashby, from the committee on Leave of Absence, inexpedient to legislate, on an order relative to legislation in regard to the avoidance of absenteeism.

**Gifts to members of the Legislature.**

By the same gentleman, from the same committee, inexpedient to legislate, on an order relative to gifts to members of the Legislature.

**Attendance of members at committee hearings.**

By the same gentleman, from the same committee, inexpedient to legislate, on an order relative to securing a better attendance of members at the meetings of committees.

**Bay State Telephone Company.**

By Mr. Simpson of Newburyport, from the committee on Mercantile Affairs, leave to withdraw, on the petition of the Bay State Telephone Company for authority to increase its capital stock.

**Eastern and Boston & Revere Beach & Lynn Railroad Companies.**

By Mr. Glines of Somerville, from the committee on Railroads, leave to withdraw, on the petition of William M. Newhall and others for the union of the Eastern Railroad Company and the Boston, Revere Beach & Lynn Railroad Company.

**Railroad commissioners, — steamboats.**

By the same gentleman, from the same committee, inexpedient to legislate, on an order relative to giving the railroad commissioners supervision over certain steam-boats.

**Great Barrington Water Company.**

By Mr. Smith of Andover, from the committee on Water Supply and Drainage, leave to withdraw for want of legal notice, on the petition of Edwin D. Humphrey and others for legislation requiring the Great Barrington Water Company to furnish water at reasonable rates, and for other purposes.

Severally read and placed in the orders of the day for to-morrow.

By Mr. Cushing of Cohasset, from the committee on

Probate and Chancery, on an order, a Bill giving to the widow of a deceased proprietor of a cemetery lot the right of interment in such lot.

By Mr. Bancroft of Cambridge, from the same committee, on an order, a Bill relating to the partition of lands in probate courts among tenants in common.

By Mr. Stebbins of Springfield, from the committee on Banks and Banking, on an order, a Bill to limit the investments of savings banks and institutions for savings in the stock of banks and banking associations.

By Mr. Sweetser of Saugus, from the same committee, on a bill (recommitted), a Resolve in relation to loan and trust companies.

By Mr. Stow of Fall River, from the committee on Public Health, on an order, a Bill relative to notices from local boards of health in cases of small-pox.

By Mr. Denham of New Bedford, from the committee on Mercantile Affairs, on an order, a Bill relative to the sale of coal.

By Mr. Howes of Cambridge, from the joint committee on the Judiciary, on an order and several petitions, a Bill to establish a registry of deeds in the northern district of Worcester.

By Mr. Boardman of Boston, from the committee on Railroads, that the Bill (recommitted) to punish persons guilty of disorderly conduct on steamboats and other public conveyances ought to pass in a new draft with the same title.

Severally read and ordered to a second reading.

*Discharged from the Orders.*

On motion of Mr. Cable of Hyde Park, the Bill in relation to the Massachusetts Central Railroad Company was discharged from the orders of the day, under a suspension of the rule. It was read a third time, amended on motions of Mr. Sprague of Boston, passed to be engrossed as amended, and sent up for concurrence, rule 15 having been suspended, on further motion of Mr. Sprague.

On motion of Mr. Davenport of Fall River, the Bill relating to the duties of assessors of taxes was discharged from the orders of the day, under a suspension of the rule. It was read a third time, amended on motion of Mr. Williams of Foxborough, and was passed to be engrossed as amended and sent up for concurrence.

Right of widow  
in cemetery lot  
of husband.

Partition of  
lands.

Savings bank  
investments.

Loan and trust  
companies.

Small-pox.

Coal.

Registry of  
deeds in the  
Northern Dis-  
trict of Worcester.

Disorderly con-  
duct on steam-  
boats.

Massachusetts  
Central Rail-  
road.

Assessors of  
taxes.

*Orders of the Day.**Orders of the day.*

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to compelling mortgagees of real estate to give notice to mortgagors when possession is taken by peaceable entry, was further considered. The pending amendment of Mr. Joyner of Great Barrington to substitute a bill was carried, and the bill having been read once, was ordered to a second reading.

The Bill (on leave) to authorize persons travelling on the Lord's Day to recover damages for injuries caused by defects in highways was further considered. Its rejection, as recommended by the committee on the Judiciary, was negatived, and the bill was ordered to a second reading.

## Reports :

Of the committee on the Judiciary, inexpedient to legislate :

On an order relative to actual notice in case of open and peaceable entry to foreclose mortgages upon real estate ;

On an order relative to preventing the dispossession or disturbance of tenants at will without reasonable notice ;

On an order relative to the discharge of poor convicts by masters in chancery or commissioners in insolvency, after examination ;

On an order relative to providing a penalty for persons guilty of tearing down, mutilating or destroying voting lists or town-meeting warrants ;

On an order relative to amending the law concerning the choosing of road commissioners by towns ; and

Of the same committee, reference to the next General Court, on an order relative to legislation concerning the solemnization of marriages by ministers of the gospel ;

Were severally accepted.

## Reports :

Of the committee on Banks and Banking, leave to withdraw, on the petition of the American Loan and Trust Company for amendment of its charter ;

Of the committee on Mercantile Affairs, inexpedient to legislate, on an order relative to prohibiting any corporation from borrowing money without the consent of its directors ;

Of the committee on Railroads, no legislation necessary .

On the fourteenth annual report of the railroad commissioners ; and

On so much of the Governor's address as relates to railroads ;

Were severally accepted and sent up for concurrence.

Reports of the committee on Agriculture, inexpedient to legislate :

On an order relative to amending section 12, chapter 57 of the Public Statutes, respecting the measurement of milk-cans ; and

On an order relative to legislation for the better protection of wild game ;

Were severally accepted, in concurrence.

Bills :

In relation to deposits made by foreign insurance companies with the treasurer of the Commonwealth ;

To change a portion of the harbor line in Gloucester harbor ; and

Establishing the northern boundary line of the State of Rhode Island, between Rhode Island and Massachusetts (amended as recommended by the committee on the Judiciary) ;

Were severally read a second time, and ordered to a third reading.

Bills :

To provide for the discharge or temporary release of inmates of institutions for the insane ;

Concerning the order of trials in criminal cases ;

Requiring municipal or other corporations to make returns of the acceptance or failure to accept certain acts and resolves ; and

To change the name of the Broadway Orthodox Congregational Society of Somerville ; and

Resolves :

To confirm the acts of James Keith as a justice of the peace ; and

In favor of Catharine Curtin ;

Were severally read a third time, passed to be engrossed and sent up for concurrence.

The Bill to authorize the Boston & Lowell Railroad Corporation to purchase the franchise and property of the Middlesex Central Railroad Company ; and the

Resolve for the encouragement of the American exhibition of foreign productions, arts and manufactures ;

## JOURNAL OF THE HOUSE,

Were severally read a third time, and were passed to be engrossed, in concurrence.

At twenty minutes past five o'clock adjourned.

WEDNESDAY, March 14, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

*Fortnightly payments of wages.*

By Mr. Huntoon of Lowell, remonstrance of Joseph C. Swan and 330 others; and of C. H. Fisher and 1,490 others, — severally against weekly or fortnightly payment of wages by manufacturing corporations.

*Elevated railroads.*

By Mr. Means of Boston, remonstrance of Brown & Burton and others; and by Mr. Sprague of Boston, remonstrance of Thomas B. Noonan and others, — severally against elevated railroads.

Severally placed on file.

*Veto Message.*

The following Message was received from His Excellency the Governor: —

EXECUTIVE DEPARTMENT,  
BOSTON, March 13, 1883.

*To the House of Representatives:*

The bill entitled "An Act making appropriations for expenses of the various charitable and reformatory institutions, and for other purposes," came to me on the evening of the 8th inst.

I have examined its provisions with the care and attention that its importance demands. I grieve not to be able to approve the bill, so that it may become a law, and am obliged to ask the two houses of the legislature, in the language of the constitution, "to proceed to reconsider the said bill," so that after weighing the objections to it, if it shall become a law, the responsibility of it may rest upon the legislature and not upon the Executive.

It is a misfortune that the bill contains appropriations for several entirely distinct and separate classes of public

expenditure, some of which are not objectionable, and some are, as if it were intended that the necessity for the good should carry the bad. Of course this was not the intention of the legislature, but has come to pass by following what seems to me to be a vicious practice of uniting in one bill many different appropriations for entirely diverse objects. Some of the States, by their constitutions, have made provisions against this difficulty by requiring that one bill shall contain matter pertaining to one subject only.

This method of legislation in the Congress of the United States has been found a great inconvenience to the Executive and a detriment to the public service, because many things requiring to be appropriated for, to keep the departments of the government in motion, must be sacrificed, or extravagant and worse than useless appropriations must be approved by the Executive, being found in the same bill.

A good illustration of the vices of this form of legislation was seen in the river and harbor bill, which was vetoed by President Arthur, although there were some very important provisions in it, which he himself had recommended. Fortunately, in this case, if the legislature should agree with the Executive that there are objectionable matters in the bill, either in whole or any part of the appropriations, another bill can easily be passed through the legislature appropriating all the money that is needed for valuable subjects of public expenditure. I am emboldened to say this, because this bill passed through the House and Senate without any examination, opposition or debate, so far as I am informed by the reports of the proceedings of the two houses, and without a division upon any of its details.

In order that the extent and scope of this legislation may be fairly manifest, I give the following analysis of the appropriations made for each object in detail in the year 1882, the expenditures under those appropriations, the estimates for the year 1883, and the appropriations made by the bill in accordance with, or in correction of, those estimates: —

## JOURNAL OF THE HOUSE,

	Appropriations for 1882.	Expenses for 1882.	Estimates for 1883.	Appropriations for 1883.
For payment of salaries at the State Almshouse at Tewksbury, a sum not exceeding	\$20,000	\$19,513 63	\$20,000	\$20,000
For other current expenses of said institution, a sum not exceeding	73,000	73,000 00	75,000	70,000
For payment of salaries at the State Primary School at Mansfield, a sum not exceeding	17,000	16,997 40	17,000	17,000
For other current expenses of said institution, a sum not exceeding	35,000	36,280 61	34,000	34,000
For boarding out children, a sum not exceeding				
For payment of salaries at the State Prison at Concord, a sum not exceeding	54,800	54,355 48	57,000	57,000
For other current expenses of said institution, a sum not exceeding	82,300	77,915 87	76,000	76,000
For payment of salaries at the Reformatory Prison for Women, a sum not exceeding	23,000	21,953 54	23,000	23,000
For other current expenses of said institution, a sum not exceeding	47,200	41,291 70	40,000	40,000
For payment of salaries at the State Reform School for Boys, a sum not exceeding	15,000	14,020 14	15,000	15,000
For other current expenses of said institution, a sum not exceeding	22,000	21,842 03	22,000	22,000
For payment of salaries at the State Industrial School for Girls, a sum not exceeding	5,600	5,612 84	6,000	6,000
For other current expenses of said institution, a sum not exceeding	9,000	9,227 24	10,500	10,500
For payment of salaries at the State Workhouse at Bridgewater, a sum not exceeding	11,000	8,324 23	11,000	11,000
For other current expenses of said institution, a sum not exceeding	29,000	27,499 35	29,000	29,000
For the contingent expenses of the Commissioners of Prisons, a sum not exceeding	800	626 41	800	800
For travelling expenses of the Commissioners of Prisons, and the secretary thereof, a sum not exceeding	800	712 26	800	800
For payment of cost of supporting prisoners removed from the Reformatory Prison for Women, a sum not exceeding	600	Nothing	200	200
For expenses incurred in removing prisoners from the Reformatory Prison for Women, a sum not exceeding	200	51 99	200	200
For salary of the agent for aiding discharged convicts,	1,000	1,000 00	1,000	1,000
For the expenses of said agent, a sum not exceeding	3,000	2,882 05	3,000	3,000
For salary of the agent for discharging female convicts, a sum not exceeding	700	700 00	700	700
For expenses of said agent, and for assistance to said convicts, a sum not exceeding	2,300	1,318 39	2,300	2,300
For expenses incurred in the arrest of fugitives from justice, a sum not exceeding	2,000	540 50	None	2,000
For salary of the chief of the district police force, a sum not exceeding	1,700	1,698 92	1,700	1,700
For compensation of the district police force, a sum not exceeding	18,000	18,000 00	18,000	18,000
For travelling expenses actually paid by members of said force, a sum not exceeding	9,000	7,629 77	9,000	9,000
For incidental and contingent expense, a sum not exceeding	2,500	2,427 14	2,500	2,500
For travelling and other necessary expenses of the Trustees of the State Primary, Reform, and Industrial schools, a sum not exceeding	1,200	812 75	None	1,200
<b>Totals.</b>				
				\$187,600
				\$468,306 04
				\$478,700
				\$174,900

It will be seen that the bill appropriates nearly a half million dollars, to wit, four hundred and seventy-four thousand nine hundred dollars (\$474,900), and quite one-half of the amount of any state tax that ought, in my judgment, to be imposed upon the towns of the Commonwealth for the present year.

Leaving out of the discussion three of the items, to wit, the sum of two thousand dollars (\$2,000) for expenses incurred in the arrest of fugitives from justice, the appropriation for the district police force, and the appropriation for the state prison, as they are under the control of the Executive, and, therefore, need not be considered by him here, as he has it in his power to give such direction in this regard as economy may require, all these appropriations are for the payment of salaries, expenses and cost of supervision of the state almshouse, the workhouse, the primary school, the reform school for boys, the reform school for girls, and the reformatory prison for women, but are by no means all those institutions cost the State.

The amounts appropriated by this bill for expenses and salaries are as follows:—

	Expenses.	Salaries.
For the state almshouse, . . . . .	\$70,000	\$20,000
For the state primary school, . . . . .	37,000	17,000
For the reformatory prison for women, . . . . .	40,000	23,000
For the state reform school for boys, . . . . .	20,000	15,000
For the state reform school for girls, . . . . .	10,500	6,000
For the state workhouse, . . . . .	29,000	11,000
Agent for aiding discharged convicts, . . . . .	3,000	1,000
Agent of discharged female convicts, . . . . .	2,300	700

The total amount appropriated for these several institutions, therefore, is, . . . . . \$211,800 \$93 700

Now, all of the officers and employees of these institutions are maintained at the public charge, and receive, of course, quite one-half, but say one-third, in addition to their salaries, in their living expenses; add this one-third to the appropriation for salaries, and deduct it from the appropriation for expenses, out of which it is paid, . . . . . 31,233 31,233

And we have for "expenses" and "salaries" respectively. . . . . \$180,567 \$124,933

From which figures it will appear that the appropriation for salaries is sixty-nine and one-sixth per cent. of the total amount to be expended for the maintenance of these institutions.

In my inaugural address I called attention to these appropriations for salaries, and stated that, in my judgment, they were very much too large. That statement was criticised by the chairman of the state board of health, lunacy and charity in an interview, in which he stated that I took, as representing these salaries paid by the State, and I quote his words, "what somebody guessed a year before it might have to pay," instead of "what the State actually paid in 1882."

With the single exception of the workhouse at Bridgewater, the salaries have not been diminished in expenditure, and in a single instance they are increased by this bill. And if a former governor, the present chairman of the state board of health, lunacy and charity, was accustomed to consider appropriations of money made by the legislature as "guesses," I am not so accustomed, and cannot conscientiously approve bills containing "guesses," especially when they are such enormously and extravagantly disproportionate ones. I am bound to conceive that, when he approved such bills, he did not consider them "guesses," but that, since he has been chairman of the board, he has ascertained their true character. The reason for the latter supposition is this: As I have shown in the analysis of the bill, in comparing the expenditures and appropriations of last year and the estimates, in no case has the estimate for salaries been diminished, and in one case increased, although in a few cases the expenditures for the support of the institutions were slightly decreased from the amount appropriated.

I learn that the estimates are made up by the superintendents of the institutions, approved by the board, and in matter of salaries they are adopted substantially as they are sent to the House. And now the chairman of the board says that his estimates for appropriations of public money were simply "somebody's guess." Although there seems to be some diminution in the amount of expenditure for the state almshouse, yet I find a resolve reported to the House which brings the amount of the appropriation for that institution this year quite up to the old standard.

Perhaps as good an illustration as any of the difference of carrying on these state institutions will be seen by a comparison of the expenditures for the sick, as they appear in the auditor's report during the year 1882, in the state prison and in the state almshouse.

There was a weekly average of about 700 convicts in the state prison. They were cared for by one physician, who received a salary of \$1,000 per annum, and an expenditure of \$643 for "medicines and medical attendance," making a total of \$1,643, and the physician did not reside in the prison. During the same period there was a weekly average of about 900 inmates at the state almshouse, and to take care of their health required the services of one physician and five assistants, at an expense of \$2,657.31 for salaries paid. To this amount add one third for living expenses, as they all resided at the almshouse, and we have paid at that institution as salaries of physicians \$3,543.08, and \$1,478.87 was spent for medicines and hospital stores, making a total of \$5,021.95. This sum, however, does not include the salaries and living expenses in the almshouse of eleven nurses and three supervisors of insane. It may be explained that a portion of the inmates at Tewksbury were insane, but it takes but little medicine to a mind diseased.

I also stated in my address that "there are very many more officers and salaried agents and employees in the Commonwealth than are necessary to do its business; that they are paid, on an average, quite one-half more than the salaries for which competent persons could be obtained to do the same work, or which are paid in other like business by employers in the State."

Upon further and better acquaintance with the cost of doing business for the State, and the number and cost of its salaried officials, I am more and more confirmed in that opinion.

In that address, I asked of the legislature that at least one-third of the paid officials doing the business of the Commonwealth should be cut off, and the salaries of the remainder reduced one-half, including travelling, contingent and other expenses. I also said that there would be no need for any enactment in this behalf in regard to the military, for that was under the control of the governor, and in the military department the expenses have already been reduced in quite that proportion.

I also stated to the legislature that I saw no reason for the existence of the reformatory prison for women, where the salaries, calculated as above, are over ninety-one per cent. of the total amount of the other expenses of carrying on the institution.

This prison is for the safe keeping and assumed reformation of the lowest and worst classes of women, with occasionally an inoffensive drunkard, who may be shut up with them for a term of two years. The average number in custody in the prison for the past year was 222, and to take care of these poor creatures there are sixty-four paid employees of different grades, drawing the aggregate salaries that I have shown, of which eighteen are men, and forty-six are women; and some of them are employed at an expense, with the living of their families, of quite \$2,500 a year.

I must decline to make myself responsible in any way for any such institution.

The reform school for boys and the industrial school for girls both met the condemnation of my predecessor in the Executive chair, and their expenses are quite as remarkable. This bill contains an appropriation for the reform school for boys of \$20,000 for expenses and \$15,000 for salaries. Add to this amount appropriated for salaries one-third for living expenses, as before, and deduct the same sum from "expenses," and we have expended in that institution for salaries \$20,000; and for all the other expenses of carrying it on during the year \$15,000. From these figures it will be seen that the salaries amount to 133 per cent. of the general expenses of the institution. This enormously disproportionate amount paid for salaries may be accounted for by the fact, as shown by the auditor's report for last year, that eighty-nine persons were employed at the reform school, while the average number of inmates during the year was one hundred and eighteen, or one employee to each one and three-tenths boys. During the same period, as appears by the report of that institution, the average net cost for the maintenance of these one hundred and eighteen boys was six dollars per week.

For the industrial school for girls \$10,500 is appropriated for expenses and \$6,000 for salaries. Add one-third, to be taken from expenses, for cost of living, to salaries, and we have for salaries \$8,000, and for support of the institution \$8,500, the salaries being slightly more than ninety-four per cent. of the amount to be expended in carrying on the school. The average number of inmates for the year 1882 of this institution was fifty-five, and to care for them the services of thirty-four persons, nine

males and twenty-five females, were employed, at the cost to the State above set forth, or one employee to every one and six-tenths girls.

The bill appropriates \$34,000 for current expenses, and \$17,000 for salaries at the state primary school. By adding to the amount appropriated for salaries, one-third for living expenses of the employees, and deducting the same amount from current expenses, we have for salaries \$22,666, for expenses \$28,334, the salaries of officials amounting to eighty per cent. of all other current expenses of the institution. The average number of children and adults maintained during the past year was four hundred and thirty-five, to take care of whom, seventy-seven persons were employed, or one attendant to five and two-thirds children.

The bill also appropriates for salaries at the state workhouse \$11,000, and for other current expenses \$29,000, increasing the former amount by one-third, and decreasing the latter by the same sum as before, for living expenses of employees, and it appears that the salary account of the workhouse, if the amount appropriated for the current year shall be all expended, will be in the aggregate \$14,666, the other current expenses for carrying it on amounting to \$25,334, and also that the salaries will be a fraction more than fifty-seven per cent. of the other expenses. But it is to be observed that, by the statement of actual expenditures at the state workhouse for 1882, the total outlay was some \$4,176.42 less than the amount appropriated, the expenditures for salaries being \$8,324.23, and for other expenses \$27,499.35, as appears by the foregoing statement. Adding to this amount of salaries, and deducting from expenses, the cost of living, we find that during the past year the salaries have amounted to about forty and six-tenths per cent. of the other expenses, a reduction as compared with the ratio of salaries to expenses authorized in the appropriation bill, creditable to the management of this institution, as is also the fact that to take care of its average of two hundred and forty-two inmates during the past year, there were required but twenty-eight employees, or one to about every nine inmates.

It will be observed that the bill appropriates for the salary of the agent for aiding discharged male convicts, \$1,000, and for the expenses of said agent a sum not

exceeding \$3,000, to be used in rendering assistance to convicts. It appears by the auditor's report for 1882, that the expenses of the agent, including salary, amounted to \$1,283.94, while the total amount disbursed in aid of discharged convicts was \$2,598.10. It will be seen from these figures, that the State is employing the services of an agent to disburse a small amount of public money, for which he receives as compensation for his labors, a sum equal to fifty per cent. of the amount so disbursed.

The bill also contains an item, \$700, for salary of the agent of discharged female convicts; and for the expenses of said agent, and for assistance to said convicts, \$2,300. If no portion of the latter amount was used for office and other incidental expenses, the State would be paying a fraction more than thirty per cent. on the amount disbursed for services. And in this case, as in the case of the agent for aiding discharged male convicts, it is difficult to see a necessity for the offices, except to afford an opportunity for those officials to be supported at the public cost.

It will be remembered that in my inaugural address I called the attention of the legislature to the fact that at least one of the board of trustees who made these estimates and approved the expenditures, was himself a contractor for supplying the same institution of which he was a trustee, with supplies, and to other abuses concerning which no investigation has been made, so far as I am advised, by either branch of the legislature, nor has investigation been made into the condition of the accounts of these several institutions, or of the propriety of their items of expenditure, so far as I am informed. Certain it is no report has been made to either branch upon this subject for their instruction.

Entertaining these views of the expenditures to be authorized by this bill, the legislature will see that it would be impossible for me to approve it. If I should approve it I should do a confessed wrong. I might escape some responsibility by allowing it to become a law without my approval. In that case I should suffer a wrong to be done. To do right I must return it with my objections to it in writing, and leave the responsibility with the legislature.

But it may be said, all this money will not be spent. It must be accounted for, and the account audited by the

state auditor. Upon his good faith and propriety of conduct the people of the Commonwealth rely to be protected from frauds, overcharges and commissions, and all the paraphernalia by which bad men in office seek to rob the State. Would it were so; but the state auditor has nothing to do with auditing these accounts. The boards having supervision allow the expenditures to be made substantially by their subordinates. Their subordinates fix the prices at which they buy, and approve the bills which they contract, and the board approve what their subordinates have done, and the state auditor only examines the figures and sees that they are correctly added, subtracted, multiplied or divided, as the case may be.

The auditor's report will show that the expenditures on behalf of the Commonwealth, passing mediately or immediately through his office, have amounted to more than thirty millions for the past four years. From the first of January, 1879, to January, 1883, there is no record in his office of more than two subjects upon which he has made any reduction whatever; one in the bill for paper for legislative and other printing, and the other in the bill of the warden of the state prison for legislative refreshments. And yet he has done his whole duty according to law, the law requiring him, unless he knows something to the contrary, which substantially he never does, to pass the bills upon the approval of the boards or persons who contract them. After the state auditor has approved a large number of accounts, they are put together in one warrant, which is sent to the council on the day it meets; it is examined by a committee, which knows nothing and can know nothing about it; it is reported to the council, and is passed without any examination, simply because no examination can be made, and the warrant is signed by the governor, and the money departs from the treasury; the treasurer then gives to the officer incurring the liabilities, the money in gross sums, and he takes it and goes around and pays his bills, and may divide commissions with the persons whose customer he is.

Therefore, with no sufficient examination by the legislature of estimates made by the party or board which is to expend the money, and then the bills to be approved by the same board, and then the money to be paid over

to the same subordinate who contracts the bills, to be paid out to his contractor, I cannot, with my views of what is the duty of the Executive to the people of the Commonwealth, approve this bill of appropriations, but must send it back to the legislature, asking the several branches thereof, as they cannot amend it, to pass another bill, cutting off these large amounts of salaries, placing proper guards and checks upon this immense expenditure of money, so that it can be known by somebody except those who can make money out of so doing, how it has been spent and where it has gone.

BENJ. F. BUTLER.

Read, and pending the question, " Shall the bill pass notwithstanding the objections of His Excellency the Governor?" the bill and message were laid on the table, on motion of Mr. Cogswell of Salem.

*Papers from the Senate.*

Reports :

Investments, etc., of savings banks.

Of the committee on Banks and Banking, inexpedient to legislate on an order relative to further legislation with reference to loans, deposits and investments of savings banks ;

Uniform ballot boxes.

Of the committee on Election Laws, inexpedient to legislate, on an order relative to the use of a uniform ballot-box in elections, and a petition in aid of the same ;

Railroad grade crossings.

Of the committee on Railroads, inexpedient to legislate : On an order relative to steam railroads crossing highways at grade ;

Proxies.

On an order relating to repealing the last clause of section 54 of chapter 112 of the Public Statutes relating to proxies ;

Color blindness.

On an order relative to amending section 179 of chapter 112 of the Public Statutes, so as to more accurately define the examination for color blindness ; and

Bonds of railroad corporations.

On an order relative to amending section 62 of chapter 112 of the Public Statutes, so that bonds issued by railroad corporations may be issued for thirty years, or for such longer period as may be deemed expedient ; and

Woman suffrage.

Of the committee on Woman Suffrage, inexpedient to legislate, on so much of the Governor's address as relates to woman suffrage ;

Severally accepted by the Senate, were severally read, and placed in the orders of the day for to-morrow.

Bills :

In addition to "An Act to regulate the taking of fish <sup>North River fish.</sup> in North River, in the county of Plymouth" (reported on an order) ;

To supply the town of Hudson with water; and  
To supply the town of South Abington with water;  
(Severally reported on petitions); and

To authorize and empower the College of Physicians and Surgeons to confer the degree of doctor of medicine (reported on a bill introduced on leave in the Senate);

Severally passed to be engrossed by the Senate, were severally read and ordered to a second reading.

The petition of the city of Fall River for an amendment of the acts of the year 1871 for supplying said city with pure water, came down for concurrence in the suspension of the 12th joint rule. The House concurred and the petition was returned to the Senate indorsed accordingly.

Notice was received from the Senate that the Bill (on leave) relating to the examination of railroad employés for color blindness and other defective sight, had been rejected by that branch.

The petition of Edward R. Fowle and others for the repeal of laws relating to the taxation upon net values of life insurance policies was placed on file.

*Reconsideration.*

Mr. Newell of Longmeadow moved to reconsider the vote whereby the House yesterday accepted the report of the committee on the Judiciary, inexpedient to legislate, on an order relative to providing a penalty for persons guilty of tearing down, mutilating or destroying voting lists or town-meeting warrants. The motion prevailed and the report was, on further motion of the same gentleman, laid on the table.

*Bills Enacted.*

Engrossed bills :

Relating to the salary of the clerk of the police court <sup>Enacted bills.</sup> of Gloucester;

To authorize the city of Boston to take land for public institutions;

## JOURNAL OF THE HOUSE,

To establish the salary of the third clerk in the department of the secretary of the Commonwealth ; and

To authorize the Mutual Fire Assurance Company of Springfield to insure personal property against loss or damage by fire ;

(Which severally originated in the House) ; and

To extend the time within which savings banks and institutions for savings may sell certain real estate now held by them ;

Authorizing the Massachusetts Bible Society to hold additional real and personal estate ; and

Relating to the salary of the messenger of the justices of the superior court in the county of Suffolk ;

(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed and sent to the Senate.

*Discharged from the Orders.*

Voting pre-  
cincts in Cam-  
bridge.

The Bill to establish voting precincts in the city of Cambridge was, on motion of Mr. Chamberlain of Cambridge, discharged from the orders of the day, under a suspension of the rule, and was, on his further motion, postponed for further consideration until Friday, the question being on its rejection, as recommended by the committee on Cities.

Bay State Tele-  
phone Com-  
pany.

On motion of Mr. Simpson of Newburyport, the report of the committee on Mercantile Affairs, leave to withdraw, on the petition of the Bay State Telephone Company for authority to increase its capital stock, was discharged from the orders of the day under a suspension of the rule, and was, on his further motion, recommitted to the committee on Mercantile Affairs.

Great Barrin-  
ton Water Com-  
pany.

On motion of Mr. Joyner of Great Barrington, the report of the committee on Water Supply and Drainage, leave to withdraw, on the petition of Edwin D. Humphrey and others for legislation requiring the Great Barrington Water Company to furnish water at reasonable rates, and for other purposes, was discharged from the orders of the day, under a suspension of the rule. On further motion of the same gentleman it was recommitted to the committee on Water Supply and Drainage, with instructions to hear the petitioners after giving such notice as the committee may deem expedient, and was sent up for concurrence.

On motion of Mr. Glines of Somerville, the report of committee on Railroads, inexpedient to legislate, on an order relative to providing that no train of cars shall enter or pass a passenger station while another train is discharging or receiving passengers at the same station, was discharged from the orders of the day, under a suspension of the rule, and was recommitted to the committee on Railroads, and sent up for concurrence.

Railroad trains  
at passenger  
stations.

*Reports of Committees.*

By Mr. Cogswell of Salem, from the committee on the Judiciary, inexpedient to legislate, on an order relative to the licensing of private detectives.

Private detec-  
tives.

By Mr. Cronin of Boston, from the same committee, leave to withdraw, on petitions of Henry Morgan and others for legislation to provide for the better enforcement of the laws against lotteries.

Lotteries.

By Mr. Pattee of Quincy, from the same committee, inexpedient to legislate, on an order relative to exempting from attachment a horse or yoke of oxen in actions against farmers who own a small amount of property.

Suits against  
farmers.

By Mr. Hopkins of Millbury, from the committee on Probate and Chancery, inexpedient to legislate, on an order relative to ancient wills and other papers in the office of the secretary of the Commonwealth.

Ancient wills,  
etc., in the sec-  
retary's depart-  
ment.

By the same gentleman, from the same committee, inexpedient to legislate, on an order relative to legislation concerning records in the state department.

Records in the  
secretary's de-  
partment.

By the same gentleman, from the same committee, inexpedient to legislate, on an order relative to printing the names of persons changed by the General Court and the probate court.

Names of per-  
sons changed.

By Mr. Aiken of Greenfield, from the same committee, leave to withdraw, on the petition of Lucy Stone and others for legislation giving further protection to married women. [Messrs. Hopkins of Millbury, Bancroft of Cambridge, and Morse of Sharon dissenting, and recommending as a substitute for the report of the committee a "Bill authorizing husband and wife to contract with each other, and providing for adjudication of controversies between them."]

Married  
women.

By Mr. Bugbee of Southbridge, from the committee on Agriculture, inexpedient to legislate, on an order relative to amending section 13, chapter 60 of the Public Statutes, relative to the sale of commercial fertilizers.

Commercial fer-  
tilizers.

## JOURNAL OF THE HOUSE,

**Ashland.**

By Mr. Cushman of Monson, from the committee on Claims, leave to withdraw, on the petition of the selectmen of the town of Ashland that said town may be reimbursed for the state and county tax paid on certain property for the past five years.

**Education.**

By Mr. Willson of Salem, from the committee on Education, inexpedient to legislate, on so much of the Governor's address as relates to education. (House, No. 215.) [Mr. Frizzell of Boston dissenting and recommending the passage of a "Bill to appoint a commission to report a plan of grading and classifying studies in public schools to secure practical education."]

**Report of Harbor and Land Commissioners.**

By Mr. Candage of Brookline, from the committee on Harbors and Public Lands, no further legislation necessary, on the annual report of the Commissioners on Harbors and Public Lands.

**Employment of women and other persons.**

By Mr. Wolcott of Boston, from the committee on Labor, inexpedient to legislate, on an order relative to legislation preventing the employment of women in certain condition, children under certain age, and certain other persons.

**Pharmacy.**

By Mr. Donohoe of Boston, from the committee on Public Health, leave to withdraw, on the petition of John F. Neill, Jr., and others, for a law to regulate the practice of pharmacy and medicine. [Messrs. Randall of Boston and Adams of Royalston dissenting, and recommending as a substitute for the report a "Bill to prevent incompetent persons from conducting the business of apothecaries."]

**State Board of Health.**

By Mr. Stow of Fall River, from the same committee, inexpedient to legislate, on orders relative to making the State Board of Health an independent board.

**Appeals from boards of health.**

By Mr. Stetson of Danvers, from the same committee, inexpedient to legislate, on an order relative to appeals from decisions of local boards of health.

**Militia.**

By Mr. Bancroft of Cambridge, from the committee on Military Affairs, inexpedient to legislate, on an order (recommitted) relative to the organization of the militia into a division, and the election of a major-general to be placed in command.

**Boston, Barre & Gardner Rail. road.**

By Mr. Kelley of Cambridge, from the committee on Railroads, leave to withdraw, on the petition of Charles G. Allen and others for a change of name of the Boston, Barre & Gardner Railroad Company.

Severally read and placed in the orders of the day for to-morrow.

By Mr. Bugbee of Southbridge, from the committee on Agriculture, asking to be discharged from the further consideration of the order relative to the adulteration of milk, and recommending its reference to the committee on Public Health. Read, accepted and sent up for concurrence.

By Mr. Stockbridge of Amherst, from the committee on Agriculture, on a House order dated February 14, and a Senate order dated February 12, a Bill for the further protection of sheep, and in relation to the licensing of dogs. Read and ordered to a second reading.

By Mr. Snow of Boston, from the committee on Military Affairs, that the Resolve (recommitted) in favor of Stillman C. Spaulding ought not to pass.

By Mr. Copeland of Mansfield, from the committee on Federal Relations, that the Resolution relative to the reduction of the national taxes and the abolition of all duties except for revenue ought not to be adopted.

By Mr. Aiken of Springfield, from the committee on Education, that the Bill (on leave) to amend section 12 of chapter 44 of the Public Statutes, relating to evening schools, ought not to pass.

Severally read and placed in the orders of the day for to-morrow, the question, in each case, being on rejection.

By Mr. Dolan of Lawrence from the committee on Military Affairs, on a petition, a Resolve in favor of Henry J. White.

By Mr. Stockbridge of Amherst, from the committee on Agriculture, on the special message of His Excellency the Governor relating to the Massachusetts Agricultural College, in part, a Resolve establishing free scholarships at the Massachusetts Agricultural College and making appropriation for the same.

Severally read and referred, under the rule, to the committee on Finance.

By Mr. Stetson of Hanson, from the committee on the Liquor Law, on petitions, a Resolve providing for an amendment to the Constitution prohibiting the manufacture and sale of intoxicating liquors as a beverage. [Mr. Swift of the Senate, and Messrs. Moriarty, Holbrook and Randall of the House, dissenting.]

By Mr. Coombs of Newburyport, from the same com-

Milk.

Sheep and dogs.

Stillman C. Spaulding.

National taxes.

Evening schools.

Henry J. White.

Free scholarships at the Massachusetts Agricultural College.

Intoxicating liquors.

Cider and native wines.

## JOURNAL OF THE HOUSE,

mittee, on a petition, a Bill relating to the sale of cider and native wines.

Boston Special Capital Com-  
pany.

Registry of  
births, etc.

Adulteration of  
food and drink.

Evening  
schools.

Boundary line  
between Massa-  
chusetts and  
Rhode Island.

Haverhill.—  
harbor line.

Archives of  
Maine lands.

Assessors and  
overseers of the  
poor in towns.

Criminal cases  
before trial jus-  
tices.

Dressed poul-  
try.

Deer.

By Mr. Sargent of Melrose, from the committee on Mercantile Affairs, on a petition, a Bill to incorporate the Boston Special Capital Company. [Mr. Clark of Boston of the House dissenting.]

By Mr. Stow of Fall River, from the committee on Public Health, on an order, a Bill relating to the registry of births, marriages and deaths, and the transportation of certain bodies for burial.

By Mr. Bowker of Boston, from the same committee, on a petition of Charles E. Moody and others, in part, a Bill to provide for the better enforcement of the laws against the adulteration of milk, butter, cheese and other articles of food and drink.

By Mr. Aiken of Greenfield, from the committee on Education, on that part of the Governor's address which relates to education, in part, a Bill for the establishment and maintenance of evening schools.

By Mr. Goodman of Dana, from the committee on Federal Relations, on a petition, a Resolve concerning the boundary line between the Commonwealth of Massachusetts and the State of New Hampshire.

By Mr. Candage of Brookline, from the committee on Harbors and Public Lands, on a petition, a Bill to establish a harbor line along a portion of the water-front of the city of Haverhill on the Merrimack River.

By Mr. Hutchinson of Chelsea, from the same committee, on the Report of the Commissioners on Harbors and Public Lands, in part, a Bill in relation to the custody of the archives of Maine lands.

By Mr. Sprague of Boston, from the committee on the Judiciary, on an order relative to the election of assessors and an order relative to the election of overseers of the poor a Bill relative to the election of assessors and overseers of the poor in towns.

By Mr. Bixby of Adams, from the same committee, on an order, a Bill in relation to examinations and trials in criminal cases before a trial justice.

By Mr. Stockbridge of Amherst, from the committee on Agriculture, on petitions, a Bill concerning the sale of dressed poultry.

By Mr. Bugbee of Southbridge from the same committee, on petitions, a Bill for the preservation of deer.

By Mr. Cheever of Manchester from the committee on County Estimates, on the estimates of the commissioners of the several counties, a Resolve granting county taxes.

County taxes.

Severally read and ordered to a second reading.

By Mr. Sprague of Boston, from the committee on Bills in the Third Reading, to whom was recommitted the Senate Resolve providing for biennial elections and for biennial sessions of the Legislature, that a "Resolve providing for biennial elections and for biennial sessions of the General Court should be substituted therefor." Read, and, pending the question on substituting the resolve, Mr. Belden of Williamstown raised the point of order that whereas the ninth article of amendment of the Constitution provides that "if, in any time hereafter, any specific and particular amendment or amendments to the Constitution be proposed in the General Court, and agreed to by a majority of the Senators and two-thirds of the members of the House of Representatives present and voting thereon, such proposed amendment or amendments shall be entered on the journals of the two Houses, with the yeas and nays taken thereon, and referred to the General Court then next to be chosen," therefore, it was not in order to reconsider the vote agreeing to the article of amendment, and the resolve is not properly before the House."

Biennial elec-tions and bien-nial sessions of the legislature.

Point of order.

The same gentleman then moved that the resolve be laid on the table. The motion prevailed.

#### *Orders of the Day.*

The Bill relative to the trial of juvenile offenders was further considered, the question being on engrossment. Mr. Sprague of Boston moved an amendment, which was adopted, and the bill, as amended, was passed to be engrossed and sent up for concurrence.

Orders of the day.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to amending the law in relation to firing rockets, etc., was further considered. Mr. Eastman of Boston moved to amend by substituting a "Bill to prevent the use of torpedoes, and other fulminates commonly used by children." After debate, the amendment was rejected, and the report was accepted.

The Bill to confirm the organization and proceedings of the Attleborough Water Supply District in Attleborough

was read a third time, amended, on motion of Mr. Williams of Foxborough, passed to be engrossed as amended, and sent up for concurrence.

Reports :

Of the committee on the Judiciary, reference to the next General Court, on an order relative to authorizing municipal corporations to empower an attorney or other person to sign documents necessary to prosecute or defend suits in court ;

Of the same committee, inexpedient to legislate :

On an order relative to modifying the law concerning attachments under mesne process ;

On an order relative to amending section 18 of chapter 169 of the Public Statutes, relating to the competency of witnesses ; and

On an order relative to amending the law relating to the notice to be given in cases of injuries sustained upon highways ; and

Of the same committee, leave to withdraw, on the petition of A. W. Sidney and others for a charter for an Old Ladies' Home at Fitchburg ;

Of the committee on Probate and Chancery, inexpedient to legislate :

On an order relative to increasing the salary of the assistant register of probate and insolvency for Middlesex County ; and

On an order relative to legislation requiring the district attorney, his assistant, or other officer, to represent the Commonwealth in all cases of uncontested petitions for divorce ; and

Of the committee on Leave of Absence, inexpedient to legislate :

On an order relative to legislation in regard to the avoidance of absenteeism ; and

On an order relative to securing better attendance of members at the meetings of committees ;

Were severally accepted.

Reports :

Of the committee on Agriculture, inexpedient to legislate, on an order relative to legislation concerning the shooting of pigeons ;

Of the committee on Banks and Banking, inexpedient to legislate, on an order relative to legislation in regard to savings banks and institutions for savings ;

Of the committee on Banks and Banking, leave to withdraw, on the petition of the Massachusetts Loan and Trust Company for amendment of its charter;

Of the committee on Cities, leave to withdraw, on the petition of the mayor of Boston for amendment of the laws requiring certain hearings to be held before the board of aldermen of said city;

Of the same committee, reference to the next General Court, on the petition of the mayor of Lawrence for an amendment of the charter of said city relative to the division of the wards of said city;

Of the committee on Election Laws, inexpedient to legislate, on an order relative to protecting voters by prohibiting all solicitations and interference within a certain fixed and reasonable distance of the ballot-box;

Of the committee on Harbors and Public Lands, leave to withdraw, on the petition of William Seward, Jr., and others for an act of incorporation under the name of the Cape Cod Ship Canal Company;

Of the same committee, leave to withdraw, on the petition of the Cape Cod Ship Canal Company for extension of its charter; and

Of the committee on Railroads, leave to withdraw, on the petition of William M. Newhall and others for the union of the Eastern Railroad Company and the Boston, Revere Beach & Lynn Railroad Company;

Were severally accepted and sent up for concurrence.

Reports :

Of the committee on Public Charitable Institutions, leave to withdraw, on the petition of the New England Moral Reform Society, for amendment of the statutes concerning the better protection of children;

Of the same committee, inexpedient to legislate, on an order relative to changing the names of the insane hospitals of the State to hospitals for mental diseases; and

Of the committee on Taxation, inexpedient to legislate, on an order relative to exempting a portion of homesteads from taxation;

Were severally accepted, in concurrence.

Bills :

To establish the salary of the justice of the municipal court of the West Roxbury district of the city of Boston;

To punish persons guilty of disorderly conduct on steamboats and other public conveyances; and

Relating to the partition of lands in probate courts among tenants in common; and the

Resolve in relation to loan and trust companies;

Were severally read a second time and ordered to a third reading.

The Bill to change the name of the Beverly Insurance Company and to increase its capital stock, was read a third time. On motion of Mr. Williams of Foborough, amendments were adopted, including an amendment to the title so that it read "Bill to change the name of the Beverly Insurance Company in Beverly to the Merchants' Insurance Company of Boston, and to authorize said corporation to increase its capital stock," and the bill, as amended, was passed to be engrossed and sent up for concurrence.

Bills:

Relating to the time within which a city or town shall sell real estate held under a sale or taking for non-payment of taxes; and

To authorize the city of Taunton to construct a bridge across Taunton Great River:

Were severally read a third time, passed to be engrossed and sent up for concurrence.

The Bill to confirm the doings of school district number eighteen in Attleborough was read a third time, and pending the question on its engrossment, and pending the question on substituting a bill with a similar title recommended by the committee on Bills in the Third Reading, it was postponed for further consideration until to-morrow.

The Bill to ratify and confirm a contract between the Quannapowitt Water Company and the town of Stoneham was read a third time, and was passed to be engrossed, in concurrence.

The Bill relative to payment of employés by manufacturing and other corporations was read a second time, and pending the question on ordering to a third reading, and pending an amendment moved by Mr. Stow of Fall River, the orders of the day were laid on the table.

At fifteen minutes past five o'clock adjourned.

THURSDAY, March 15, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Entwistle of Framingham, remonstrance of George C. Travis and others, against any additional legislation enabling the city of Boston to further preserve the purity of its water supply by taking away prescriptive rights of towns or individuals. Referred to the committee on Water Supply and Drainage, and sent up for concurrence.

Boston water supply.

By Mr. Starbird of Lowell, remonstrance of George F. Wehr and 425 others, and of C. F. Farrington and 244 others; by Mr. Huntoon of Lowell, remonstrance of B. McKoan and 500 others; of David M. Collins and 1,465 others; of Joseph C. Swan and 330 others; and of C. H. Fisher and 1,490 others,—severally against weekly or fortnightly payments of wages by manufacturing corporations.

Payments of wages.

Severally placed on file.

*Orders.*

The following order, offered by Mr. Belden of Williams-town, was laid over, at the request of Mr. Cogswell of Salem:—

Hour of meeting,—adjournment.

*Ordered*, That on and after Tuesday, March 27th, the House, until otherwise ordered, shall meet at eleven o'clock, A.M., except on Mondays and Saturdays; and, whenever the House is in session at a quarter before one o'clock P.M., the Speaker shall declare a recess until two o'clock P.M.; and, whenever the House is in session at five o'clock P.M., the Speaker shall declare an adjournment, upon the completion of the matter of business upon which the House is engaged at that time.

The following order, offered by Mr. Joyner of Great Barrington, was laid over, at the request of Mr. Sprague of Boston:—

*Ordered*, That two thousand copies of the veto message of His Excellency the Governor, delivered to the House, March 14th, inst., be printed for the use of the Legislature.

Extra copies of veto message.

*Taken from the Table.*

**Appropriation  
bill.—veto mes-  
sage.**

On motion of Mr. Cogswell of Salem, the Bill making appropriations for expenses of the various charitable and reformatory institutions, and for other purposes, with the message from His Excellency the Governor returning the same with his objections thereto, was taken from the table, and, pending the question, "Shall the bill pass notwithstanding the objection of His Excellency the Governor?" it was, on further motion of that gentleman, referred to the committee on Finance.

*Papers from the Senate.***Reports:**

**Cape Cod Canal.**

Of the committee on Harbors and Public Lands, leave to withdraw, on the petition of Henry Stuckle for authority to build a ship canal across Cape Cod;

**Accidents on  
freight trains.**

Of the committee on Railroads, inexpedient to legislate, on an order relative to the better protection of men employed on freight trains;

**Coupling  
freight-cars.**

Of the committee on Railroads, leave to withdraw, on the petition of Bowdoin S. Parker and others for legislation for the prevention of loss of life and limb occasioned by the present mode of coupling freight-cars;

**Signals at rail-  
road crossings.**

Of the same committee, inexpedient to legislate:

On an order relative to providing that all railroads crossing highways at grade shall place at grade crossings a gate or automatic signal, which shall indicate the approach of trains.

**Ibid.**

On an order relative to the use of electric signals for the protection of highways crossing railroads at grade; and

**Grade cross-  
ings.**

On an order relative to the expediency of additional legislation for the better protection of life and property at grade crossing of public highways or streets;

Severally accepted by the Senate, were severally read and placed in the orders of the day for to-morrow.

**Bills:**

**Liquor licensees.**

Relating to applications for, and the granting of, licenses to sell intoxicating liquors (reported on a House order dated Feb. 13, and a bill introduced on leave in the Senate);

Amending section 179 of chapter 112 of the Public Statutes, relating to color blindness of railroad employés (reported on an order); Color blindness.

To incorporate the trustees of the Boston Ecclesiastical Seminary; Boston Ecclesiastical Seminary.

To incorporate the Hillside Agricultural Society; (Severally reported on petitions); and

To extend the charter of the Ocean Terminal Railroad, Dock and Elevator Company, and to revive, confirm and extend the charter of the Ocean Terminal Railroad Company (being a new draft of the House bill, which was recommitted to the committee); Ocean Terminal Railroad, Dock and Elevator Company.

Severally passed to be engrossed by the Senate, were severally read and ordered to a second reading.

The Resolve relating to the war records in the department of the Adjutant-General came down passed to be engrossed, in concurrence, with certain amendments, in which the House concurred, under a suspension of the rule. War records.

A Resolve in favor of the Soldiers' Home in Massachusetts, reported on petitions and passed to be engrossed by the Senate was read, and referred, under the rule, to the committee on Finance. Soldiers' Home.

The report of the committee on Claims asking to be discharged from further consideration of the petition of Joseph White and others for compensation for certain property now held by the Commonwealth, and formerly owned and held by the town of Williamstown, and recommending its reference to the committee on Hoosac Tunnel and Troy & Greenfield Railroad, accepted by the Senate, was read and accepted in concurrence. Josiah White,—  
Williamstown.

#### *Reports of Committees.*

By Mr. Morse of Sharon, from the committee on Probate and Chancery, inexpedient to legislate, on an order relative to admission of evidence in suits against executors and administrators. Suits against executors and administrators.

By Mr. Barker of Worcester, from the same committee, inexpedient to legislate, on an order relative to preventing the guardian or those having custody of children from interfering with their religious belief. Religious rights of minors.

By Mr. Wheeler of Boston, from the committee on Cities, inexpedient to legislate, on an order relative to Travel on Tremont and Boylston streets in Boston. Travel on Tremont and Boylston streets in Boston.

## JOURNAL OF THE HOUSE,

authorizing the city of Boston to widen Tremont and Boylston streets in said city.

Boston common council.

By Mr. Gove of Boston, from the same committee, reference to the next General Court, on the petition of James J. Flynn, president of the common council of Boston, for such legislation as will give to said body concurrent power with the board of aldermen.

Vital statistics.

By Mr. Wilkinson of Cambridge, from the committee on Labor, leave to withdraw, on the petition (recommitted) of A. C. Orne, for the appointment of a committee to provide some plan for a more perfect registration of the vital statistics of this State.

Trustees of State charitable and penal institutions.

By Mr. Learnard of Boston, from the committee on Public Charitable Institutions, inexpedient to legislate, on an order relative to legislation so that trustees of the State charitable and penal institutions be ineligible for a second consecutive term of office.

Severally read and placed in the orders of the day for to-morrow.

Employment of minors and women.

By Mr. Wilkinson of Cambridge, from the committee on Labor, on an order, a Bill relating to the employment of minors and women. Read and ordered to a second reading.

Sewage of the State prison.

By Mr. Hildreth of Harvard, from the committee on Finance, that the Resolve providing for the disposal of the sewage of the State prison ought to pass. Placed in the orders of the day for to-morrow for a second reading.

Reformatory prison for women.

By Mr. McGaragle of Boston, from the committee on Prisons, on the annual report of the Commissioners of Prisons, in part, and on an order, a Resolve to provide for the better protection of the Reformatory Prison for Women against fire. Read and referred, under the rule, to the committee on Finance.

Massachusetts Agricultural College.

By Mr. Clark of Winchendon, from the committee on Finance, that the Resolve in relation to printing the report of the trustees of the Massachusetts Agricultural College for the year 1882 ought to pass in a new draft with the title, "Resolve providing for printing the report of the trustees of the Massachusetts Agricultural College." Read, and on motion of Mr. Stockbridge of Amherst, the rules were suspended and the resolve was read a second and a third time, was passed to be engrossed and sent up for concurrence, rule 15 having been suspended on further motion of the same gentleman.

*Discharged from the Orders.*

On motion of Mr. Aiken of Greenfield, the report of the committee on Probate and Chancery, leave to withdraw, on the petition of Lucy Stone and others for legislation giving further protection to married women, was discharged from the orders of the day, under a suspension of the rule, and was, on further motion of the same gentleman, recommitted to the committee on Probate and Chancery.

Protection of  
married women.

*Orders of the Day.*

The Bill relating to the inspection of buildings in the city of Boston was read a third time, and was, on motion of Mr. Sayward of Boston, recommitted to the committee on Cities, pending the question on its engrossment.

Orders of the  
day.

The Bill to permit the construction of elevated railways with the consent of the cities and towns in which their tracks may be located was read a second time, and was, pending the question on ordering to a third reading, postponed for further consideration until next Tuesday, to be placed first in the orders of the day.

**Reports :**

Of the committee on the Judiciary, leave to withdraw, on petitions of Henry Morgan and others for legislation to provide for the better enforcement of the laws against lotteries ;

Of the same committee, inexpedient to legislate, on an order relative to exempting from attachment a horse or yoke of oxen in actions against farmers who own a small amount of property ; and

Of the committee on Probate and Chancery, inexpedient to legislate, on an order relative to ancient wills and other papers in the office of the Secretary of the Commonwealth ;

Were severally accepted.

**Reports :**

Of the committee on Election Laws, inexpedient to legislate, on an order relative to providing that elections shall be conducted in conformity with the requirements of the Constitution ;

Of the committee on Harbors and Public Lands, no further legislation necessary, on the annual report of the Commissioners on Harbors and Public Lands.

## JOURNAL OF THE HOUSE,

Of the committee on Public Health, inexpedient to legislate, on orders relative to making the State Board of Health an independent board;

Of the same committee, inexpedient to legislate, on an order relative to appeals from decisions of local boards of health;

Of the committee on Railroads, leave to withdraw, on the petition of Charles G. Allen and others for a change of name of the Boston, Barre & Gardner Railroad Company;

Of the same committee, inexpedient to legislate, on an order relative to giving the Railroad Commissioners supervision over certain steamboats;

Were severally accepted and sent up for concurrence.

Reports:

Of the committee on Banks and Banking, inexpedient to legislate, on an order relative to further legislation with reference to loan deposits and investments of savings banks;

Of the committee on Election Laws, inexpedient to legislate, on an order relative to the use of a uniform ballot-box in elections, and a petition in aid of the same;

Of the committee on Woman Suffrage, inexpedient to legislate, on so much of the Governor's address as relates to woman suffrage;

Of the committee on Railroads, inexpedient to legislate: On an order relative to steam railroads crossing highways at grade;

On an order relative to amending the law so that bonds issued by railroad corporations may be issued for thirty years, or longer; and

On an order relating to repealing the last clause of section 54 of chapter 112 of the Public Statutes relating to proxies;

Were severally accepted, in concurrence.

Bills:

To supply the town of Cottage City with pure water;

To establish a harbor line along a portion of the waterfront of the city of Haverhill on the Merrimack River;

In relation to the custody of the archives of Maine lands;

Relating to the registry of births, marriages and deaths, and the transportation of certain bodies for burial; and

In addition to "An Act to regulate the taking of fish in North River in the county of Plymouth";

Were severally read a second time and ordered to a third reading.

The Bill to confirm the doings of school district number eighteen in Attleborough was further considered, the main question being on engrossment. The "Bill to confirm certain proceedings of school district number eighteen in Attleborough," recommended by the committee on Bills in the Third Reading, was substituted therefor, and the substitute bill was passed to be engrossed and sent up for concurrence.

Bills :

To incorporate the Ames Free Library of Easton;

To enable the city of Newburyport to purchase and hold additional stock in the Newburyport & Amesbury Horse Railroad Company ;

Defining the meaning of the term "net indebtedness" in certain cases ;

Relating to the annual report of the Board of Control of the Agricultural Experiment Station (its title having been changed by the committee on Bills in the Third Reading) ;

In relation to deposits made by foreign insurance companies with the treasurer of the Commonwealth ; and

To change a portion of the harbor line in Gloucester harbor ; and the

Resolve in relation to loan and trust companies ;

Were severally read a third time, passed to be engrossed and sent up for concurrence.

Bills :

To revive chapter 459 of the acts of 1869, and to extend the time within which the corporations therein named may avail themselves of the rights therein granted (amended in the title, on motion of Mr. Williams of Foxborough, so as to read, "An Act to revive an act to incorporate the Great Northern Railroad Company, and to extend the time within which the corporations therein named may avail themselves of the rights therein granted") ; and

Establishing the northern boundary line of the State of Rhode Island, between Rhode Island and Massachusetts ;

Were severally read a third time, passed to be engrossed, in concurrence, and sent up for concurrence in amendments adopted by the House.

## JOURNAL OF THE HOUSE,

The Bill (on leave) to amend section 12 of chapter 44 of the Public Statutes concerning evening schools was rejected as recommended by the committee on Education, and notice thereof was sent to the Senate.

The Resolve in favor of Stillman C. Spaulding was rejected, as recommended by the committee on Military Affairs, and notice thereof was sent to the Senate.

The Bill relative to payment of employés by manufacturing and other corporations was further considered. After debate, the yeas and nays were ordered on the main question of ordering the bill to a third reading, at the request of Mr. Gilmartin of Lawrence, and, the roll being called, the bill was rejected by a vote of 57 yeas to 116 nays, as follows :

## YEAS.

<b>Messrs.</b> Atherton, Arlon S.	<b>Messrs.</b> Maguire, John G.
Baker, Charles H.	Manning, Patrick H.
Batchelder, George E.	McCormick, Martin S.
Bird, Warren A.	McDonald, Patrick F.
Clark, Aaron F.	McLaughlin, John A.
Cogswell, Adams H.	Mellen, James H.
Conlin, Christopher P.	Moriarty, Eugene M.
Costello, Michael W.	O'Brien, Francis
Courtney, John	O'Connell, David F.
Cowdrey, George	Parker, John L.
Doherty, John	Pattee, Wm. G. A.
Dolan, Daniel F.	Perry, Isaac F. B.
Dolan, Michael J.	Potter, Burton W.
Donahoe, Charles W.	Potter, Richman H.
Douglas, William L.	Randall, Charles L.
Eaton, William N.	Reade, John
Fennessey, Jer. G.	Reynolds, Enos H.
Fernald, Oliver G.	Richardson, David M
Foley, Patrick E.	Robinson, Orlando G.
Gilmartin, Dennis	Sexton, Michael
Hayes, John E.	Stetson, Alonzo J.
Holbrook, Caleb	Stow, T. Dwight
Hunt, Samuel C.	Sullivan, Dennis A.
Joyner, Herbert C.	Tarone, James
Kilduff, William	Wildes, Ansel F.
Kniffin, George E.	Wilkinson, John W.
Lamb, Abraham J.	Williams, John S.
Littlefield, George W.	Wright, John H.
Mackintosh, Charles A.	

## NAYS.

Messrs. Adams, Frank W.	Messrs. Harrub, Fred. M.
Aiken, John A.	Hartwell, Harris C.
Allen, Heman L.	Higginbottom, Allen
Babbitt, Francis S.	Hildreth, Edwin A.
Ball, George H.	Hill, Edwin N.
Bancroft, William A.	Holley, Tristram R.
Barker, Forrest E.	Hopkins, John
Barker, George A.	Hubbard, Sabin
Barton, John S.	Huntoon, George L.
Bates, Emory L.	Hutchinson, Charles C.
Beach, Theodore D.	Jackson, John
Bixby, Nelson H.	Jacobs, Joseph, Jr.
Boardman, Halsey J.	Kimball, D. Frank
Browne, Andrew J.	Kingsley, Chester W.
Bugbee, Benajah U.	Knox, Charles H.
Burr, Charles C.	Learnard, George E.
Bush, Horace W.	Leonard, Edwin
Butler, Daniel	Lincoln, Charles S.
Butler, Edward P.	Linnell, Solomon, 2d
Butterfield, Jesse B.	Lord, Charles S.
Cable, Hobart M.	Martin, Henry B.
Candage, Rufus G. F.	Martin, Thomas
Chamberlain, Geo. D.	Miller, John D.
Chester, William F.	Morrison, Alva S.
Clark, Charles N.	Morse, Bushrod
Clark, Elijah C.	Nason, Jesse L.
Clark, Wilder P.	Newell, Charles S.
Cluff, Daniel B.	Nourse, Henry S.
Cogswell, William	Olmsted, John
Copeland, William A.	Pilsbury, Edwin L.
Craig, George E.	Putney, Lyman K.
Cushman, Solomon F.	Reed, Charles M.
Davenport, James F.	Rice, Samuel I.
Davis, Samuel M.	Richardson, Chas. W.
Dwinell, James F.	Sargent, Wingate P.
Eastman, Edmund T.	Saville, Leonard A.
Ernst, George A. O.	Sayward, William H.
Fisher, Henry G. B.	Searell, William A.
Fisk, David.	Simpson, Thomas C.
Foster, William W.	Smith, Charles
Freeman, Josiah	Smith, George E.
Fuller, Charles	Smith, Joel
Fuller, Warren D.	Snow, Edmund F.
Gifford, John W.	Sprague, Henry H.
Glines, Edward	Staples, Samuel
Goodman, Allen W.	Starbird, Charles D.
Gordon, William, Jr.	Stebbins, John B.
Gove, Jesse M.	Steere, Marquis D. F.

## JOURNAL OF THE HOUSE,

<b>Messrs.</b>	<b>Stetson, Sprague S.</b>	<b>Messrs.</b>	<b>Wheeler, Charles</b>
	<b>Streeter, Dwight W.</b>		<b>Whitehill, John</b>
	<b>Sweetser, Albert H.</b>		<b>Whitin, Arthur F.</b>
	<b>Towne, Charles A.</b>		<b>Whiting, Albert T.</b>
	<b>Warfield, Henry L.</b>		<b>Whitmarsh, William W.</b>
	<b>Warner, John F.</b>		<b>Whitney, William H.</b>
	<b>Webster, Franklin I.</b>		<b>Williams, Fred H.</b>
	<b>Welch, Americus</b>		<b>Willson, Edmund B.</b>
	<b>Wells, Daniel W.</b>		<b>Winchester, Fitch A.</b>
	<b>Weston, Thomas, Jr.</b>		<b>Wolcott, Roger.</b>

Yea, 57; nays, 116.

On this question Messrs. McGaragle of Boston, Gimlich of Pittsfield, Stetson of Hanson, Murphy of Boston, Baker of Beverly, Bowker of Boston, Switzer of Lynn, Peck of Taunton, Belden of Williamstown, Chappelle of Boston, Pedrick of Marblehead, Melden of Lynn and Barnard of Taunton, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Miller of Pepperell, Frizzell of Boston, Brigham of South Abington, Cushing of Cohasset, Coombs of Newburyport, Stockbridge of Amherst, Leonard of Somerset, White of Weston, Campbell of Boston, Leighton of Boston, Wiggins of Marblehead, Denham of New Bedford and Walker of Worcester.

Notice of the rejection of the bill was sent to the Senate.

The Resolve for the encouragement of industrial art in the common schools was read a second time, and, pending the question on ordering to a third reading, the House,

At twelve minutes past five o'clock, adjourned.

FRIDAY, March 16, 1883.

Met according to adjournment.

Prayer was offered by the Rev. Mr. Whitehill of Attleborough, a member of the House.

*Petition Presented.*

Boston water  
supply.

By Mr. Holbrook of Ashland, remonstrance of C. H. Tilton and others against legislation enabling the city of Boston to further preserve the purity of its water supply

by taking away prescriptive rights of towns or individuals. Referred to the committee on Water Supply and Drainage, and sent up for concurrence.

*Papers from the Senate.*

Reports :

Of the committee on Military Affairs, leave to withdraw, on the petition of Stephen A. Perkins and others, that draft money unjustly collected from them in 1863 be refunded ; and

Stephen A.  
Perkins.

Of the committee on Mercantile Affairs, inexpedient to legislate, on the abstract of certificates of corporations ;

Abstracts of  
certificates of  
corporations.

Severally accepted by the Senate, were severally read and placed in the orders of the day for Monday.

Bills :

Authorizing the town of Waltham to lay out and construct a town-way through a cemetery ;

Town-way in  
Waltham.

In relation to the Universalist Publishing House ;

Universalist  
Publishing  
House.  
Quannapowitt  
Water Com-  
pany.

To change the name of the Quannapowitt Water Company, and to authorize it to issue bonds and to secure the same by mortgage ;

To authorize the city of New Bedford to issue additional water bonds ;

New Bedford  
water bonds.

To promote safety at railroad grade crossings ;

Railroad grade-  
crossings.  
Sewer in Som-  
erville.

To authorize the mayor and aldermen of Somerville to construct a sewer in Cambridge and Crescent streets, in Boston ;

Severally reported on petitions, and passed to be engrossed by the Senate, were severally read and ordered to a second reading.

Bills :

To confirm the doings of the Evangelical Religious Society of Wayland ;

Evangelical Re-  
ligious Society  
of Wayland.

To authorize the town of Milford to erect, furnish and maintain a Memorial Hall and borrow money therefor ; and

Milford Memo-  
rial Hall.

In relation to erecting, laying, maintaining and regulating lines for the transmission of electricity ;

Telegraph  
wires.

Severally passed to be engrossed by the Senate, were severally read and referred to the committee on the Judiciary.

House bills :

Relative to the district court of Hampshire and the salary of the justice thereof ;

Hampshire dis-  
trict court.

## JOURNAL OF THE HOUSE,

*Ibid.*

Providing for a clerk for the district court of Hampshire; and

*Mortgages of personal property.*

Relative to the recording of mortgages of personal property;

Severally came down from the Senate, passed to be engrossed in concurrence, with certain amendments, in which the House concurred under suspension of the rule in each case.

*Elevated railroads.*

Remonstrances of Henry Saltonstall and others; of Chas. Davis and others; of Charles G. Green and others; and of James W. Dolan and others,— severally against elevated railroads, were severally placed on file.

*Assessment of female citizens.*

Notice was received from the Senate that the Bill regulating the assessment of female citizens for the purpose of voting for members of school committees was rejected by that branch.

*Reconsideration.**Elections.*

Mr. Ernst of Boston moved to reconsider the vote whereby the House yesterday accepted the report of the committee on Election Laws, inexpedient to legislate, on an order relative to providing that elections shall be conducted in conformity with the requirements of the Constitution. The motion prevailed, and, pending the recurring question on its acceptance, the report was, on further motion of Mr. Ernst, postponed for further consideration until Monday.

*Orders.**Morning sessions.*

The order relative to morning sessions, laid over from yesterday, was considered, and, pending amendments moved by Messrs. Cogswell of Salem and Eastman of Boston, it was, on motion of Mr. Hill of Haverhill, laid on the table.

*Extra copies of veto message.*

The order relative to printing two thousand copies of the veto message of the Governor, laid over from yesterday, was referred, under the rule, to the committee on Printing and sent up for concurrence.

*Reports of Committees.**Probation officers.*

By Mr. Cogswell of Salem, from the committee on the Judiciary, inexpedient to legislate:

On an order relative to the appointment and duties of probation officers; and

On an order relative to the trial of equity and divorce causes by a judge of equity and divorce or a senior master of chancery. Equity and divorce.

By Mr. Bixby of Adams, from the same committee, inexpedient to legislate, on an order relative to requiring town clerks to give bonds in cases where money is received for dog licenses. Bonds of town clerks, — dog licenses.

By Mr. Sprague of Boston, from the same committee, leave to withdraw, on the petition of Siegfried Wolffsohn and others, for the enlarging of the powers of the constables of the city of Boston. Boston constables.

By Mr. Melden of Lynn, from the committee on Claims, leave to withdraw, on the petition of Charles P. Brooks for compensation for damages and extra work in the matter of his contract for repairs on the State House in 1867. Charles P. Brooks.

Severally read and placed in the orders or the day for Monday.

By Mr. Cogswell of Salem, from the committee on the Judiciary, that the Senate bills :

In regard to appeals from orders passed by boards of health ; Appeals from boards of health.

In addition to "An Act to incorporate the proprietors of the Forest Hills Cemetery ;" and Proprietors of the Forest Hills Cemetery

To provide for the punishment of persons present at games or sports in common gaming-houses ; Gaming.

Severally ought to pass.

Severally placed in the orders of the day for Monday for a second reading.

By Mr. Bixby of Adams, from the same committee, that the Senate Bill requiring town clerks to give bonds with sureties ought not to pass. Bonds of town clerks.

By Mr. Cogswell of Salem, from the same committee, that the Senate Bill to simplify the transfer of land (taken from the files of last year) ought not to pass. Transfer of land.

Severally read and placed in the orders of the day for Monday, the question, in each case, being on the rejection of the bill.

By Mr. Potter of Worcester, from the committee on the Judiciary, on an order, a Bill relative to the trial of actions in district courts. Trials in district courts.

By Mr. Howes of Cambridge, from the same committee, on an order, a Bill to provide for the abandonment of land taken under eminent domain. Abandonment of land, — eminent domain.

## JOURNAL OF THE HOUSE,

**Brockton charter, — school committee and assistant assessors.**

By Mr. Maguire of Woburn, from the committee on Cities, on so much of the petition of the mayor of Brockton as relates to the election of school committee and assistant assessors, a Bill to amend the charter of the city of Brockton relative to the election of school committee and assistant assessors.

**Brockton, — sinking-fund commissioners.**

By the same gentleman, from the same committee, on so much of the petition of the mayor of Brockton as relates to the election of a board of commissioners of sinking funds in said city, a Bill to establish a board of commissioners of sinking funds in the city of Brockton.

Severally read and ordered to a second reading.

*Discharged from the Orders.*

**Registry of deeds in the Northern District of Worcester.**

On motion of Mr. Lawrence of Fitchburg, the Bill to establish a registry of deeds in the northern district of Worcester was discharged from the orders of the day, under a suspension of the rule. It was read a second time, and was, pending the question on ordering to a third reading, postponed for further consideration until next Tuesday.

**Liquor licensees.**

The Bill relating to applications for, and the granting of, licenses to sell intoxicating liquors, was, on motion of Mr. Sprague of Boston, discharged from the orders of the day, under a suspension of the rule. It was read a second time, and, under a further suspension of the rules moved by Mr. Sprague, the bill was read a third time, and was passed to be engrossed, in concurrence.

*Orders of the Day.*

**Orders of the day.**

The Resolve for the encouragement of industrial art in the common schools was further considered, and, after debate, was ordered to a third reading.

The Bill to establish voting precincts in the city of Cambridge was further considered. After debate, its rejection, as recommended by the committee on Cities, was negatived by a vote of 48 to 67, and the bill was placed in the orders of the day for Monday for a second reading.

The Bill to regulate the taking of fish in Acushnet River, in the town of Acushnet, was read a second time, and, pending the question on ordering to a third reading, was laid on the table.

The Bill relative to the sale of coal was read a second time, and, pending the question on ordering to a third reading, was recommitted to the committee on Mercantile Affairs.

Reports :

Of the committee on Probate and Chancery, inexpedient to legislate :

On an order relative to printing the names of persons changed by the General Court and the Probate Court ; and

On an order relative to admission of evidence in suits against executors and administrators ; and

Of the committee on the Judiciary, inexpedient to legislate, on an order relative to the licensing of private detectives ;

Were severally accepted.

Reports :

Of the committee on Agriculture, inexpedient to legislate, on an order relative to amending section 13, chapter 60 of the Public Statutes, relative to the sale of commercial fertilizers ;

Of the committee on Cities, inexpedient to legislate, on an order relative to authorizing the city of Boston to widen Tremont and Boylston streets in said city ;

Of the same committee, reference to the next General Court, on the petition of James J. Flynn, president of the common council of Boston, for such legislation as will give to said body concurrent power with the board of aldermen ; and

Of the committee on Labor, leave to withdraw, on the petition of A. C. Orne, for the appointment of a committee to provide some plan for a more perfect registration of the vital statistics of this State ;

Were severally accepted and sent up for concurrence.

Reports :

Of the committee on Railroads, inexpedient to legislate, on an order relative to providing that all railroads crossing highways at grade shall place at grade crossings a gate or automatic signal ;

Of the committee on Railroads, leave to withdraw, on the petition of Bowdoin S. Parker and others for legislation for the prevention of loss of life and limb occasioned by the present mode of coupling freight-cars ; and

Of the committee on Harbors and Public Lands, leave

to withdraw, on the petition of Henry Stuckle for authority to build a ship canal across Cape Cod ;

Were severally accepted, in concurrence.

Bills :

To enlarge the jurisdiction of notaries public ;

To authorize the town of Stoneham to pay certain bounties (amended on motions of Messrs. Cowdrey of Stoneham and Williams of Foxborough) ;

To establish the salary of the justice of the municipal court of the West Roxbury district of the city of Boston ; and

In relation to the custody of the archives of Maine lands ;

Were severally read a third time, passed to be engrossed and sent up for concurrence.

The Bill in addition to "An Act to regulate the taking of fish in North River in the county of Plymouth" was read a third time, and was passed to be engrossed, in concurrence.

The Bill relative to notices from local boards of health in cases of small-pox was read a second time and was ordered to a third reading.

The Bill relating to instruction in the elementary use of hand-tools in public schools was read a second time, and, pending the question on ordering to a third reading, and pending an amendment moved by Mr. Nason of Boston, the House,

At five o'clock, adjourned.

MONDAY, March 19, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Boston water supply.

By Mr. Aldrich of Marlborough, remonstrance of the selectmen of Marlborough and others against legislation enabling the city of Boston to further preserve the purity of its water supply by taking away prescriptive rights of towns or individuals. Referred to the committee on Water Supply and Drainage and sent up for concurrence.

By Mr. Shaw of Rockport, petition of Austin W. Storey and 115 others for an amendment to the Constitution prohibiting the manufacture and sale of intoxicating liquors as a beverage. Placed on file.

Intoxicating  
liquors.*Papers from the Senate.***Reports :**

Of the committee on Agriculture, inexpedient to legislate, on the annual report of the commissioners on contagious diseases among cattle ;

Contagious dis-  
eases among  
cattle.

Of the same committee, inexpedient to legislate, on an order relative to the reimbursement by the Commonwealth of certain moneys paid as bounties by the Hillside Agricultural Society ;

Hillside Agri-  
cultural Society.

Of the committee on Claims, inexpedient to legislate, on the order relative to discharge of all claims against the Commonwealth ;

Claims against  
the Common-  
wealth.

Of the committee on the Hoosac Tunnel and Troy & Greenfield Railroad, no legislation necessary, on so much of the Governor's address as relates to the Hoosac Tunnel and Troy & Greenfield Railroad ;

Hoosac Tunnel  
and Troy &  
Greenfield Rail-  
road.

Of the committee on the Library, no legislation necessary, on the annual report of the State librarian ;

Report of State  
librarian.

Of the committee on Labor, inexpedient to legislate, on an order relative to construction of buildings for hotel purposes ;

Construction of  
hotels.

Of the same committee, inexpedient to legislate, on an order relative to legislation preventing manufacturers deducting a certain portion of laborers' wages if payment is made before the regular time ;

Laborers'  
wages.

Of the same committee, no legislation necessary, on the Fortieth Registration Report ;

Registration  
report.

Of the committee on the Liquor Law, inexpedient to legislate, on an order relative to legislation concerning the searching of houses and confiscation of property under the process of the liquor law ;

Liquor law.—  
search war-  
rants.

Of the same committee, leave to withdraw, on the petition of the "Boston No License Union," for amendment of section 5 of chapter 100 of the Public Statutes, so that the question of voting on granting of licenses in the several cities and towns in the Commonwealth shall be taken at the annual State election ;

Liquor law.—  
local option.

Of the same committee, leave to withdraw, on petitions

Home for Ine-  
briates.

## JOURNAL OF THE HOUSE,

- Richmond Iron Works.** of Lorenzo D. Grosvenor and others for a law providing a temporary home for inebriates ;
- Corporations.** Of the committee on Manufactures, leave to withdraw, on the petition of John M. Seeley and others for the confirmation of certain acts of the president and treasurer of the Richmond Iron Works ;
- Report of Adjutant-General.** Of the committee on Mercantile Affairs, inexpedient to legislate, on so much of the Governor's address as relates to public corporations other than railroads ;
- Militia.** Of the committee on Military Affairs, inexpedient to legislate, on the annual report of the Adjutant-General ;
- Ibid.** Of the same committee, inexpedient to legislate, on so much of the Governor's address as relates to the militia ;
- Reformatory for male prisoners.** Of the same committee, inexpedient to legislate, on an order respecting legislation to insure a large attendance of the militia at tours of duty required by law ; also as to the expediency of allowing a larger number of enlisted men to be mustered into the service ;
- Bonds of railroad companies.** Of the committee on Prisons, reference to the next General Court, on the petition of William Taylor and others for the establishment of a reformatory for male prisoners ;
- Union passenger Station at Palmer.** Of the committee on Railroads, inexpedient to legislate, on the order relative to further legislation as to the approval of bonds of railroad companies ;
- Taxation of shares in foreign corporations.** Of the same committee, leave to withdraw, on the petition of William Holbrook and others for a Union Passenger Station at Palmer ; and
- Concord.** Of the committee on Taxation, inexpedient to legislate, on an order relative to exempting from taxation shares in foreign corporations ;
- Suits against unincorporated companies.** Severally accepted by the Senate, were severally read and placed in the orders of the day for to-morrow.
- Returns of births.** The Bill to authorize the town of Concord to make an additional water loan, reported on a petition and passed to be engrossed by the Senate, was read and ordered to a second reading.
- Bills :
- Relating to suits against unincorporated companies and associations ; and
- To amend section 7 of chapter 32 of the Public Statutes, in relation to the returns of births ;
- Severally passed to be engrossed by the Senate, were

severally read and referred to the committee on the Judiciary.

Notice was received from the Senate that the Senate Bill making provisions for licensing foreign corporations and associations organized to carry on the business of life or accident insurance on the assessment plan to do business in this State, introduced on leave, had been referred to the next General Court by that branch.

Licensing for  
eign insurance  
corporations.

*Bills Enacted and a Resolve Passed.*

Engrossed bills :

Concerning costs under the trustee process ;

Bills enacted, —  
resolve passed.

Relative to the fees of witnesses and officers at inquests ;

To authorize the Massachusetts Hospital Life Insurance Company to hold additional real estate ;

To repeal "An Act to empower the inhabitants of the town of Plymouth to choose a board of health, and for removing and preventing nuisances in said town" ; and

To change the time of holding meetings of the county commissioners in the county of Berkshire ;

(Which severally originated in the House) ; and

To authorize the Boston & Lowell Railroad Corporation to purchase the franchise and property of the Middlesex Central Railroad Company (which originated in the Senate) ;

Were severally passed to be enacted, signed and sent to the Senate.

An engrossed Resolve for the encouragement of the American exhibition of foreign productions, arts and manufactures (which originated in the Senate) was passed, signed and sent to the Senate.

*Report of a Committee.*

By Mr. Potter of Worcester, from the joint committee on the Judiciary, on an order, a Bill relative to the equity jurisdiction of the superior court. Read and ordered to a second reading.

Equity jurisdic-  
tion of superior  
court.

*Orders of the Day.*

The Bill relating to instruction in the elementary use of hand-tools in public schools was further considered. The pending amendment moved by Mr. Nason of Boston was rejected. An amendment moved by Mr. Hill of Haver-

Orders of the  
day.

**JOURNAL OF THE HOUSE,**

bill was adopted, and, after debate, the bill was refused a third reading by a vote of 66 to 87, and notice thereof was sent to the Senate.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to amending the Constitution so that women who are attorneys-at-law may be appointed justices of the peace and notaries public, was, on motion of Mr. Cogswell of Salem, postponed for further consideration until to-morrow.

The Resolve concerning the boundary line between the Commonwealth of Massachusetts and the State of New Hampshire was read a second time, and, pending the question on ordering to a third reading, was, on motion of Mr. Baker of Beverly, referred to the committee on Finance.

**Reports :**

Of the committee on Labor, inexpedient to legislate, on an order relative to legislation preventing the employment of women in certain condition, etc. ; and

Of the committee on Claims, leave to withdraw, on the petition of Charles P. Brooks for compensation for damages and extra work for repairs on the State House ;

Were severally accepted and sent up for concurrence.

**Reports :**

Of the committee on the Judiciary, inexpedient to legislate :

On an order relative to the appointment and duties of probation officers ;

On an order relative to the trial of equity and divorce causes by a judge of equity and divorce or a senior master of chancery ; and

Of the same committee, leave to withdraw, on the petition of Siegfried Wolffsohn and others for the enlarging of the powers of the constables of the city of Boston ;

Were severally accepted.

**Reports :**

Of the committee on Railroads, inexpedient to legislate, on an order relative to amending the law so as to more accurately define the examination for color blindness ;

Of the committee on Military Affairs, leave to withdraw, on the petition of Stephen A. Perkins and others,

that draft money unjustly collected from them in 1863 be refunded ; and

Of the committee on Mercantile Affairs, inexpedient to legislate, on the abstract of certificates of corporations ;

Were severally accepted, in concurrence.

Bills :

In relation to examinations and trials in criminal cases before a trial justice ;

Relative to the election of assessors and overseers of the poor in towns ;

To incorporate the trustees of the Boston Ecclesiastical Seminary ;

To incorporate the Hillside Agricultural Society ;

In addition to " An Act to incorporate the proprietors of the Forest Hills Cemetery " ;

To provide for the punishment of persons present at games or sports in common gaming-houses ;

Relative to the trial of actions in district courts ;

To establish a board of commissioners of sinking funds in the city of Brockton ;

To amend the charter of the city of Brockton relative to the election of school committee and assistant assessors ;

Authorizing the town of Waltham to lay out and construct a town-way through a cemetery ;

In relation to the Universalist Publishing House ;

To change the name of the Quannapowitt Water Company, and to authorize it to issue bonds and to secure the same by mortgage ;

To authorize the city of New Bedford to issue additional water-bonds ;

To authorize the mayor and aldermen of Somerville to construct a sewer in Cambridge and Crescent streets, in Boston ; and

Giving probate courts jurisdiction of causes of divorce, nullity of marriage, alimony, separate support of wife, and the custody and maintenance of minor children ;

Were severally read a second time and ordered to a third reading.

The Bill concerning the proprietors of the meeting-house in Hollis Street in Boston was read a third time, amended, on motion of Mr. Sprague of Boston, passed to be engrossed, in concurrence, as amended, and sent up for concurrence in the amendment.

The Bill in relation to the bridge across Merrimack River, in the town of Tyngsborough, was further considered, the question being on its engrossment. Mr. Chester of Malden moved to amend by substituting a bill with the same title. Pending this amendment, and pending the question on engrossment of the bill, the House,

At five o'clock, adjourned.

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TUESDAY, March 20, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Remonstrances Presented.*

Boston water supply.

By Mr. Bird of Natick, remonstrance of the selectmen of the town of Wayland and 98 others against any additional legislation enabling the city of Boston to further preserve the purity of its water supply by taking away prescriptive rights. Referred to the committee on Water Supply and Drainage, and sent up for concurrence.

Elevated railroads.

By Mr. Sprague of Boston, remonstrance of Howard Sargent and others; and by Mr. Means of Boston, remonstrance of W. S. Chase and others, — severally against elevated railroads.

Severally placed on file.

*Papers from the Senate.*

Chapin Pulp Company.

The report of the committee on Manufactures, leave to withdraw, on the petition of the Chapin Pulp Company for a change of name, accepted by the Senate, was read and placed in the orders of the day for to-morrow.

Bills :

Sharon Water Company.  
Fitchburg water scrip.

Warren Bridge.

Coast defence claim.

To incorporate the Sharon Water Company;

To authorize the city of Fitchburg to issue additional water scrip; and

In relation to Warren Bridge;

(Severally reported on petitions); and a

Resolve relative to the claim of Massachusetts against the United States for moneys expended for coast defence

during the war (reported on so much of the Governor's address as relates to Federal Relations) ;

Severally passed to be engrossed by the Senate, were severally read and ordered to a second reading.

*Bills Enacted.*

Engrossed bills :

To establish the polls and estates of the several cities and towns in the Commonwealth ; Enacted bills.

To authorize the town of Westfield to issue new water bonds ;

To authorize the city of Haverhill to construct a wharf and a bridge over Little River ;

To incorporate the Ashwood Cemetery Association in the town of Weymouth ;

In relation to the taxation of foreign mining, quarrying and oil companies ; and

Relating to the tenure of office of railroad and steam-boat police ;

(Which severally originated in the House) ; and

To ratify and confirm a contract between the Quannapowitt Water Company and the town of Stoneham (which originated in the Senate) ;

Were severally passed to be enacted, signed and sent to the Senate.

*Auditor's Report.*

The annual report of the Auditor was received, and was placed on file on motion of Mr. Davenport of Fall River. Report of audi- tor.

*Taken from the Table.*

On motion of Mr. Glines of Somerville, the report of the committee on Railroads, inexpedient to legislate, on an order relative to compelling railroad corporations to maintain flagmen at grade crossings, was taken from the table, and was, on his further motion, placed in the orders of the day for to-morrow. Flagmen at railroad cross- ings.

*Discharged from the Orders.*

On motion of Mr. Mellen of Worcester, the report of the committee on Public Charitable Institutions, inexpedient to legislate, on an order relative to legislation so that trustees of the State charitable and penal institutions Trustees of State charitable and penal in- stitutions.

be ineligible for a second consecutive term of office was discharged from the orders of the day, under a suspension of the rule, and was, on further motion of the same gentleman, laid on the table.

*Motion to Reconsider.*

**Hand tools in  
public schools.**

Mr. Smith of Everett moved to reconsider the vote whereby the House yesterday rejected the Bill relating to instruction in the elementary use of hand tools in public schools. The motion was rejected.

*Reports of Committees.*

**Worcester.—  
Tatnuck Brook.**

By Mr. Cogswell of Salem, from the committee on the Judiciary, leave to withdraw, on the petition of the mayor of Worcester for legislation authorizing said city to enter into contracts with the owners of water rights affected by the taking of Tatnuck Brook, to supply them with water in lieu of damages.

By the same gentleman, from the same committee, inexpedient to legislate :

On an order relative to legislation concerning conditional sales of personal property ;

On an order relative to abolishing all money penalties for crimes ; and

On an order relative to compensating persons for false imprisonment.

By Mr. Bixby of Adams, from the same committee, leave to withdraw, on the petition of Henry Colt, Jr., for the repeal of the law relative to physicians returning lists of births monthly to city and town clerks.

By the same gentleman, from the same committee, leave to withdraw, on the petition of George Reed and others, boarding-house keepers, for such legislation as will afford a more complete and adequate remedy for the collection of debts by the trustee process.

By Mr. Sprague of Boston, from the same committee, inexpedient to legislate, on an order relative to the collection or enforcement of sinking fund securities.

By Mr. Means of Boston, from the same committee, leave to withdraw, on the petition of Gustavus A. Hinckley for an act to confirm a deed of real estate to the Barnstable Savings Bank.

**Sinking fund  
securities.**

**Gustavus A.  
Hinckley —  
Barnstable  
Savings Bank.**

**Removal of  
justice of south-**

By Mr. Bixby of Adams, from the joint committee on

the Judiciary, leave to withdraw, on a petition of E. D. Humphrey and 13 others for the removal of the justice of the district court of southern Berkshire.

ern Berkshire  
district court.

By the same gentleman, from the same committee, inexpedient to legislate, on an order relative to revising the system of district and police courts for the county of Berkshire.

Berkshire  
County courts.

Severally read and placed in the orders of the day for to-morrow.

By Mr. Cogswell of Salem, from the committee on the Judiciary, asking to be discharged from further consideration of the petitions of James O. Fallon and others, and of Frank K. Foster and others, — severally for legislation giving to employés the same right to damages for personal injuries that other persons have, and recommending their reference to the committee on Labor.

Personal in-  
juries to em-  
ployés.

By the same gentleman, from the same committee, asking to be discharged from further consideration of the order relative to cases of accidents to employés and negligence of employers, and recommending its reference to the committee on Labor.

Ibid.

By Mr. Nason of Boston, from the committee on Mercantile Affairs, asking to be discharged from the further consideration of the petition of Edwin Wright and others for an extension of the charter of the East Boston Railway Dock and Elevator Company, and recommending its reference to the committee on Railroads.

East Boston  
Railway Dock  
and Elevator  
Company.

Severally read, accepted, and sent up for concurrence, the first two in the reference recommended.

By Mr. Bixby of Adams, from the joint committee on the Judiciary, that the Bill (on leave) to establish the Housatonic District Court, and to abolish the District Court of Southern Berkshire, ought not to pass.

Housatonic  
District Court.—  
Southern Berk-  
shire District  
Court.

By the same gentleman, from the same committee, that the Bill (on leave) to establish the district court of South Berkshire ought not to pass.

South Berk-  
shire District  
Court.

Severally read and placed in the orders of the day for to-morrow, the question in each case being on the rejection of the bill.

By Mr. Howes of Cambridge, from the committee on the Judiciary, on an order, a Bill providing for limiting the number of experts to be used as witnesses in trials, and for the appointment of experts by the court in certain cases. Read and ordered to a second reading.

Experts as  
witnesses.

## JOURNAL OF THE HOUSE,

**State Normal School at Bridgewater.**

**Bridgewater workhouse.**

**Normal Art School, — Deacon House estate.**

**Orders of the day.**

By Mr. Beach of Springfield, from the committee on Finance, that the Senate Resolve in favor of the State Normal School at Bridgewater ought to pass.

By Mr. Lincoln of Somerville, from the same committee, that the Senate Resolve providing for the purchase of new steam boilers and steam pipes for the State workhouse at Bridgewater ought to pass.

By Mr. Clark of Winchendon, from the same committee, that the Resolve to provide for leasing the Deacon House estate for the use of the Normal Art School ought to pass.

Severally placed in the orders of the day for to-morrow for a second reading.

*Orders of the Day.*

The Bill in relation to the bridge across Merrimack River, in the town of Tyngsborough, was further considered, the question being on its engrossment. The pending amendment moved by Mr. Chester of Malden to substitute a bill was rejected, and the bill was passed to be engrossed and sent up for concurrence.

**Reports :**

Of the committee on Agriculture, inexpedient to legislate, on the annual report of the commissioners on contagious diseases among cattle ;

Of the same committee, inexpedient to legislate, on an order relative to moneys paid as bounties by the Hillside Agricultural Society ;

Of the committee on Claims, inexpedient to legislate, on an order relative to discharge of all claims against the Commonwealth ;

Of the committee on the Hoosac Tunnel and the Troy & Greenfield Railroad, no legislation necessary, on so much of the Governor's address as relates to the Hoosac Tunnel and the Troy & Greenfield Railroad ;

Of the committee on the Library, no legislation necessary, on the annual report of the State librarian ;

Of the same committee, inexpedient to legislate, on an order relative to legislation preventing manufacturers deducting a certain portion of laborers' wages if payment is made before the regular time ;

Of the committee on Labor, no legislation necessary, on the Fortieth Registration Report ;

Of the committee on the Liquor Law, inexpedient to

legislate, on an order relative to legislation concerning the searching of houses and confiscation of property under the process of the liquor law ;

Of the same committee, leave to withdraw, on the petition of the "Boston No License Union" for amendment of the "local option" law so that the voting thereunder shall be at the State election ;

Of the committee on Manufactures, leave to withdraw, on the petition of John M. Seeley and others for the confirmation of certain acts of the president and treasurer of the Richmond Iron Works ;

Of the committee on Mercantile Affairs, inexpedient to legislate, on so much of the Governor's address as relates to public corporations other than railroads ;

Of the committee on Military Affairs, inexpedient to legislate :

On the annual report of the Adjutant-General ;

On so much of the Governor's address as relates to the militia ; and

On an order respecting legislation to insure a large attendance of the militia at tours of duty required by law ; also as to the expediency of allowing a larger number of enlisted men to be mustered into the service ;

Of the committee on Railroads, inexpedient to legislate, on the order relative to further legislation as to the approval of bonds of railroad companies ;

Of the same committee, leave to withdraw, on the petition of William Holbrook and others for a Union Passenger Station at Palmer ; and

Of the committee on Taxation, inexpedient to legislate, on an order relative to exempting from taxation shares in foreign corporations ;

Were severally accepted, in concurrence.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to requiring town clerks to give bonds in cases where money is received for dog licenses was accepted.

Bills :

To promote safety at railroad grade crossings ; and

To authorize the town of Concord to make an additional water loan ;

Were severally read a second time and ordered to a third reading.

**JOURNAL OF THE HOUSE,**

The report of the committee on the Liquor Law, leave to withdraw, on petitions of Lorenzo D. Grosvenor and others for a law providing a temporary home for inebriates was considered, amended on motion of Mr. Eastman of Boston by striking out the words "leave to withdraw" and inserting in place thereof the words "reference to the next General Court," and sent up for concurrence in the amendment.

**Bills :**

To punish persons guilty of disorderly conduct on steamboats and other public conveyances ; and

To establish a harbor line along a portion of the waterfront of the city of Haverhill on the Merrimack River ;

Were severally read a third time, passed to be engrossed and sent up for concurrence. ,

**Bills :**

In relation to the Universalist Publishing House ;

To authorize the city of New Bedford to issue additional water-bonds ; and

To authorize the mayor and aldermen of Somerville to construct a sewer in Cambridge and Crescent streets, in Boston ;

Were severally read a third time, and passed to be engrossed, in concurrence.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to amending the Constitution so that women who are attorneys-at-law may be appointed justices of the peace and notaries public, was considered. Mr. Hopkins of Millbury moved to amend by substituting a "Resolve providing for the appointment of women who are attorneys-at-law as justices of the peace and notaries public," pending which amendment the orders of the day were laid on the table.

The Bill to permit the construction of elevated railways with the consent of the cities and towns in which their tracks may be located was ordered to a third reading. Subsequently, the orders of the day having been laid on the table, Mr. Kingsley of Cambridge moved to reconsider the vote whereby the bill was ordered to a third reading. The motion to reconsider was debated, under a suspension of the rule moved by Mr. Kingsley, and was carried. Pending the recurring question on ordering the bill to a

third reading and pending an amendment moved by Mr. Kingsley, the House,

At five o'clock, adjourned.

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WEDNESDAY, March 21, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Remonstrances Presented.*

By Mr. Morse of Sherborn, remonstrance of A. R. Leland and others against any additional legislation enabling the city of Boston to further preserve the purity of its water supply by taking away prescriptive rights. Referred to the committee on Water Supply and Drainage and sent up for concurrence.

By Mr. Sprague of Boston, remonstrance of E. J. Morrison and others; by Mr. Pilsbury of Boston, remonstrance of Hamilton Osgood and others; and by Mr. Means of Boston, remonstrance of D. H. Follett and others, — severally against building an elevated railroad in Boston.

Severally placed on file.

*Discharged from the Orders.*

On motion of Mr. Stockbridge of Amherst, the Bill concerning the sale of dressed poultry was discharged from the orders of the day under a suspension of the rule. It was read a second time, and, pending the question on ordering to a third reading, it was, on further motion of the same gentleman, recommitted to the committee on Agriculture.

*Morning Sessions.*

On motion of Mr. Belden of Williamstown the order relative to morning sessions was taken from the table, and, after debate, was adopted.

*Taken from the Table.*

On motion of Mr. Joyner of Great Barrington, the report of the committee on the Judiciary, inexpedient to

Mutilating voting lists and town-meeting warrants.

## JOURNAL OF THE HOUSE,

legislate, on an order relative to providing a penalty for persons guilty of tearing down, mutilating or destroying voting lists or town-meeting warrants was taken from the table, and was, on further motion of the same gentleman, placed in the orders of the day for to-morrow, pending a motion of Mr. Newell of Longmeadow to amend by substituting a "Bill to punish persons who wilfully tear down or deface town-meeting warrants and other papers posted in compliance with law."

*Papers from the Senate.*

## Reports :

Bridgewater  
workhouse.

Of the committee on Public Charitable Institutions, inexpedient to legislate, on an order relative to abolishing the State workhouse at Bridgewater ;

Liquor law.—  
district police.

Of the committee on the Liquor Law, inexpedient to legislate, on an order relative to providing for an increase of the district police force, so as to better enforce the laws for the regulation of the liquor traffic ; and

Municipal court  
in Boston,  
Jamaica Plain  
District.

Of the joint committee on the Judiciary, inexpedient to legislate, on an order relative to increasing the salaries of certain officers of the municipal court in Boston, Jamaica Plain District ;

Severally accepted by the Senate, were severally read and placed in the orders of the day for to-morrow.

## Bills :

Boston nu-  
isance.—Prison  
Point flats.

To abate a nuisance in the city of Boston, and for the preservation of the public health in said city (reported on a petition of the mayor of the city of Boston for extension of the time requiring the filling of the Prison Point flats in Boston) ;

Inspection of  
buildings.

Relating to the inspection of buildings (reported on a petition of John Littlefield and others for legislation providing for the better protection of the public from elevator accidents) ; and

Boundary line  
between Mass-  
achusetts and  
Rhode Island.

To define the boundary line of tide-water between the Commonwealth of Massachusetts and the State of Rhode Island and Providence Plantations (reported, in part, on the report of the Harbor and Land Commissioners) ;

Severally passed to be engrossed by the Senate, were severally read and ordered to a second reading.

*Reports of Committees.*

Removal of  
Judge Burbank.

By Mr. Cogswell of Salem, from the committee on the Judiciary, leave to withdraw, on the petition of Lorenzo

H. D. Shepard and others for the removal of Judge Burbank from the bench of the police court of the South Boston district. (See House Doc. No. 235.)

By Mr. Morse of Sharon, from the committee on Taxation, leave to withdraw, on the petition of J. B. Knight and others for an amendment of the laws concerning taxation of mortgaged real estate.

Taxation of  
mortgaged real  
estate.

By Mr. Baker of Lynn, from the committee on Manufactures, reference to the next General Court, on an order (recommitted) relative to establishing a board of examiners to pass upon the qualifications of steam engineers in manufacturing establishments.

Steam engi-  
neers.

By Mr. Tyler of Oxford, from the committee on Printing, that the order relative to printing two thousand copies of the veto message of His Excellency the Governor, delivered to the House, March 14th inst., be printed for the use of the Legislature should not be adopted.

Extra copies of  
veto message.

Severally read and placed in the orders of the day for to-morrow.

By Mr. Potter of Worcester, from the committee on the Judiciary, on an order, a Bill relative to the partition of lands in the supreme judicial court and superior court.

Partition of  
lands.

By Mr. Cogswell of Salem, from the same committee, on a petition, a Bill amending the charter of the Father Mathew Temperance Benefit Society in the city of Lawrence, in relation to its capital stock and liability.

Father Mathew  
Temperance  
Benefit Society  
in Lawrence.

Severally read and ordered to a second reading.

### *Orders of the Day.*

#### Reports :

Of the committee on the Judiciary, inexpedient to legislate :

Orders of the  
day.

On an order relative to compensating persons for false imprisonment ;

On an order relative to abolishing all money penalties for crimes ; and

On an order relative to legislation concerning conditional sales of personal property ; and

Of the same committee, leave to withdraw, on the petition of Henry Colt, Jr., for a repeal of the law relative to physicians returning lists of births monthly to city and town clerks ;

Were severally accepted.

**Reports :**

Of the joint committee on the Judiciary, inexpedient to legislate, on an order relative to revising the system of district and police courts for the county of Berkshire;

Of the same committee, leave to withdraw, on a petition of E. D. Humphrey and 13 others for the removal of the justice of the district court of southern Berkshire; and

Of the committee on Claims, leave to withdraw, on the petition of the selectmen of the town of Ashland, that said town may be reimbursed for the state and county tax paid on certain property for the past five years;

Were severally accepted and sent up for concurrence.

The report of the committee on Manufactures, leave to withdraw, on the petition of the Chapin Pulp Company for a change of name was accepted, in concurrence.

The Senate Bill requiring town clerks to give bonds with sureties was rejected, as recommended by the committee on the Judiciary, and notice thereof was sent to the Senate.

The Resolution (on leave) relative to the reduction of the national taxes and the abolition of all duties, except for revenue, was rejected, as recommended by the committee on Federal Relations, and notice of its rejection was sent to the Senate.

The Bill (on leave) to establish the district court of South Berkshire was rejected, as recommended by the joint committee on the Judiciary, and notice thereof was sent to the Senate.

The Bill (on leave) to establish the Housatonic District Court and to abolish the District Court of Southern Berkshire was, on motion of Mr. Bixby of Adams, laid on the table, pending the question on its rejection as recommended by the joint committee on the Judiciary.

**Bills :**

In regard to appeals from orders passed by boards of health; and

To authorize the city of Fitchburg to issue additional water scrip; and the

Resolve providing for the purchase of new steam boilers and steam pipes for the State workhouse at Bridgewater;

Were severally read a second time and ordered to a third reading.

**Bills :**

To authorize the town of Concord to make an additional water loan ; and

Permitting municipal officers to authorize manufacturers to ring bells and use whistles and gongs for the benefit of their workmen ;

Were severally read a third time, and were passed to be engrossed in concurrence.

The Bill relating to the registry of births, marriages and deaths, and the transportation of certain bodies for burial, was read a third time and was passed to be engrossed and sent up for concurrence, its title having been changed so as to read "Bill relating to the removal and the transportation of certain bodies for burial."

The Bill to permit the construction of elevated railways with the consent of the cities and towns in which their tracks may be located was further considered. After debate, on motion of Mr. Cogswell of Salem, it was voted that debate be closed to-morrow afternoon at four o'clock, unless a vote should be sooner reached. Pending the question on ordering the bill to a third reading, and pending an amendment moved by Mr. Kingsley of Cambridge, the House,

At ten minutes before five o'clock, adjourned.

THURSDAY, March 22, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Papers from the Senate.*

The report of the committee on Harbors and Public Lands, leave to withdraw, on the petition of William Seward, Jr., and others, for an act of incorporation as a Cape Cod Ship Canal Company, was recommitted, in concurrence, to the committee on Harbors and Public Lands.

Cape Cod Ship  
Canal.

The Bill to relieve the city of Springfield and the towns of West Springfield and Agawam from certain forfeitures, passed to be engrossed by the Senate, was read and referred to the committee on the Judiciary.

Springfield,  
West Spring-  
field and  
Agawam.

**Criminal insane.**

**Rand, Avery & Company.**

A Bill to provide for the support of the criminal insane by the Commonwealth (reported on an order); and a

Resolve in favor of Rand, Avery & Company (reported on a petition);

Severally passed to be engrossed by the Senate, were severally read and referred, under the rule, to the committee on Finance.

**Bridge across Taunton Great River.**

The House Bill to authorize the city of Taunton to construct a bridge across Taunton Great River came down passed to be engrossed in concurrence with an amendment. Placed in the orders of the day for to-morrow, the question being on concurring with the Senate in the amendment.

**International Trust Company.**

The petition of William Claffin and others that the International Trust Company may be authorized to act as trustee under any will or instrument in writing creating a trust, and for such additional powers as shall be deemed just and proper, was referred, in concurrence, to the committee on Banks and Banking, under a suspension of the 12th joint rule.

*Reports of Committees.***Capital stock of corporations.**

By Mr. Sprague of Boston, from the committee on the Judiciary, reference to the next General Court, on an order relative to the disposition of the new shares, in case of the increase of the capital stock of corporations organized under the general laws.

**Protection of married women.**

By Mr. Aiken of Greenfield, from the committee on Probate and Chancery, leave to withdraw, on the petition (recommitted) of Lucy Stone and others for legislation giving further protection to married women. [Messrs. Hopkins of Millbury, Bancroft of Cambridge, Morse of Sharon and Cushing of Cohasset, dissenting, and recommending as a substitute for the report a "Bill authorizing husband and wife to contract with each other and providing for adjudication of controversies between them."]

Severally read and placed in the orders of the day for to-morrow.

**Real estate, — sewer assessments.**

By Mr. Howes of Cambridge, from the committee on the Judiciary, on an order, a Bill providing for the redemption of real estate sold for non-payment of sewer assessments. Read and ordered to a second reading.

By Mr. Hildreth of Harvard, from the committee on Finance, that the Senate Resolve in favor of the Soldiers' Home in Massachusetts ought to pass. Soldiers' Home.

By Mr. Cogswell of Salem, from the committee on the Judiciary, that the Senate Bill to authorize the town of Milford to erect, furnish and maintain a memorial hall, and borrow money therefor, ought to pass. Milford memorial hall.

By the same gentleman, from the same committee, that the Senate Bill to amend section seven of chapter thirty-two of the Public Statutes in relation to the returns of births, ought to pass with an amendment. Returns of births.

Severally placed in the orders of the day for to-morrow for a second reading.

By Mr. Richardson of Salem, from the committee on Taxation, that the Bill (on leave) to secure a uniform and true appraisal of estates in the Commonwealth for the purposes of taxation ought not to pass. Read and placed in the orders of the day for to-morrow, the question being on its rejection. Appraisal of estates.

#### *Discharged from the Orders.*

On motion of Mr. Smith of Everett, the Bill relating to the limit of time for the erection of a library building by the city of Boston was discharged from the orders of the day under a suspension of the rule. It was read a third time, and, pending the question on its engrossment, it was, on motion of the same gentleman, referred to the committee on the Judiciary. Boston library.

#### *Bills Enacted.*

Engrossed bills :

Providing for a clerk for the district court of Hampshire; Enacted bills.

For the better protection of property of certain libraries;

To prevent the wilful detention of books, newspapers, magazines, pamphlets or manuscripts of certain libraries;

To provide for the discharge or temporary release of inmates of institutions for the insane;

Relative to the district court of Hampshire and the salary of the justice thereof;

To change the name of the Beverly Insurance Company in Beverly to the Merchants' Insurance Company of Bos-

## JOURNAL OF THE HOUSE,

ton, and to authorize said corporation to increase its capital stock;

Relating to the Commissioners of the Public Lands' Fund;

To change the name of the Broadway Orthodox Congregational Society of Somerville; and

Relative to the recording of mortgages of personal property;

(Which severally originated in the House);

Establishing the northern boundary line of the State of Rhode Island, between Rhode Island and Massachusetts;

In addition to "An Act to regulate the taking of fish in North River in the county of Plymouth";

To revive "An Act to incorporate the Great Northern Railroad Company," and to extend the time within which the corporations therein named may avail themselves of the rights therein granted"; and

Relating to applications for, and the granting of, licenses to sell intoxicating liquors;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed and sent to the Senate.

Engrossed resolves:

Relating to the war records in the department of the Adjutant General (which originated in the House); and

Repealing chapter sixty-one of the resolves of the year eighteen hundred and eighty-two, relating to reports of contested election cases (which originated in the Senate);

Were severally passed, signed and sent to the Senate.

*Orders of the Day.*

*Orders of the day.*

The Bill to permit the construction of elevated railways with the consent of the cities and towns in which their tracks may be located, was further considered. The pending amendment moved by Mr. Kingsley of Cambridge to section one was withdrawn by that gentleman, there being no objection made. The pending amendment moved by the same gentleman to section two was adopted. On the main question of ordering the bill to a third reading, the yeas and nays were ordered, at the request of Mr. Randall of Boston, and, the roll being called, the bill was

ordered to a third reading by a vote of 104 yeas to 74 nays, as follows: —

## YEAS.

Messrs. Aiken, John A.	Messrs. Kelley, Joseph J.
Aldrich, Samuel N.	Kellogg, George
Baker, Charles H.	Kilduff, William
Baker, John I.	Kimball, D. Frank
Bates, Butler	Kimball, William R.
Belden, Charles D.	Kingsley, Chester W.
Bird, Warren A.	Knifflin, George E.
Bowker, Horace L.	Lackey, George A.
Brigham, Andrew C.	Lamb, Abraham J.
Butler, Thomas C.	Leonard, Edwin
Butterfield, Jesse B.	Leonard, Job M.
Chester, William F.	Linnell, Solomon, 2d.
Clark, Elijah C.	Littlefield, George W.
Cobb, Francis D.	Mackintosh, Charles A.
Cogswell, Adams H.	Manning, Patrick H.
Cogswell, William	Martin, Charles B.
Conlin, Christopher P.	Martin, Henry B.
Costello, Michael W.	Martin, Thomas
Courtney, John	Mason, James H.
Cowdrey, George	McCormick, Martin S.
Cronin, Cornelius F.	McDonald, Patrick F.
Doherty, John	McLaughlin, John A.
Dolan, Michael J.	Melden, William R.
Douglas, William L.	Mellen, James H.
Eaton, William N.	Miller, Charles H.
Entwistle, James R.	Morrison, Alva S.
Fennessey, Jer. G.	Morse, Bushrod
Fisk, David	Morse, Leonard T.
Foley, Patrick E.	Mullane, Jeremiah H.
Foster, Joshua T.	O'Brien, Francis
Freeman, Clarendon A.	Parker, John L.
Freeman, Josiah	Pattee, William G. A.
Fuller, Warren D.	Peabody, W. Scott
Gaffney, Frank H.	Peck, Herbert L.
Gifford, John W.	Perry, Isaac F. B.
Gilmartin, Dennis	Potter, Richman H.
Harrub, Fred. M.	Randall, Charles L.
Holbrook, Caleb	Reed, Charles M.
Hopkins, John	Reynolds, Enos H.
Howes, Erastus	Richardson, Chas. W.
Howland, Charles W.	Richardson, David M.
Hunt, Samuel C.	Sargent, Wingate P.
Hutchinson, Charles C.	Sexton, Michael
Jackson, John	Shaw, Edward H.
Joyner, Herbert C.	Smith, George E.

## JOURNAL OF THE HOUSE,

**Messrs.** Smith, Joel  
 Stetson, Alonzo J.  
 Stetson, George F.  
 Stockbridge, Levi  
 Stow, T. Dwight  
 Tarone, James  
 Varnum, Daniel H.

**Messrs.** Wells, Daniel W.  
 Whitehill, John  
 Whitney, William H.  
 Wiggins, Thomas P.  
 Wilkinson, John W.  
 Winchester, Fitch A.  
 Wright, John H.

## NAYS.

**Messrs.** Adams, Frank W.  
 Allen, Heman L.  
 Ambrose, David L.  
 Atherton, Arlon S.  
 Babbitt, Francis S.  
 Barker, George A.  
 Barnard, Charles T.  
 Barton, John S.  
 Bates, Emory L.  
 Bixby, Nelson H.  
 Boardman, Halsey J.  
 Bugbee, Benajah U.  
 Burr, Charles C.  
 Bush, Horace W.  
 Butler, Daniel  
 Butler, Edward P.  
 Campbell, Benj. F.  
 Chappelle, Julius C.  
 Clark, Aaron F.  
 Clark, Charles N.  
 Clark, Wilder P.  
 Coombs, John P.  
 Copeland, Wm. A.  
 Cushing, Louis T.  
 Cushman, Solomon F.  
 Davenport, James F.  
 Davis, Samuel M.  
 Denham, James R.  
 Eames, Warren  
 Fisher, Henry G. B.  
 Foster, William W.  
 Fuller, Charles  
 Gimlich, Jacob  
 Goodman, Allen W.  
 Gove, Jesse M.  
 Hartwell, Harris C.  
 Higginbottom, Allen

**Messrs.** Hildreth, Edwin A.  
 Hubbard, Sabin  
 Jacobs, Joseph, Jr.  
 Knox, Charles H.  
 Learnard, George E.  
 Leighton, John W.  
 Lincoln, Charles S.  
 Lord, Charles S.  
 Miller, John D.  
 Nason, Jesse L.  
 Nourse, Henry S.  
 Olmsted, John  
 Parker, Walter O.  
 Potter, Burton W.  
 Reade, John  
 Saville, Leonard A.  
 Sayward, William H.  
 Small, Edward E.  
 Smith, Charles  
 Snow, Edmund F.  
 Sprague, Henry H.  
 Staples, Samuel  
 Stebbins, John B.  
 Stetson, Sprague S.  
 Streeter, Dwight W.  
 Sweetser, Albert H.  
 Tilly, John  
 Warfield, Henry L.  
 Warner, John F.  
 Webster, Franklin I.  
 Weston, Thomas, Jr.  
 Wheeler, Charles  
 Whitin, Arthur F.  
 Wildes, Ansel F.  
 Williams, Fred. H.  
 Willson, Edmund B.  
 Wolcott, Roger

YeaS, 104; nays, 74.

On this question, Messrs. Huntoon of Lowell, Switzer of Lynn, Dunham of Fairhaven, Glines of Somerville, Tyler of Oxford, Pedrick of Marblehead, Howes of Cambridge, O'Connell of Worcester, Starbird of Lowell, Rice of Northborough, Williams of Waltham, Pilsbury of Boston, Frizzell of Boston, Putney of Wellesley, Holley of Edgartown, Dolan of Lawrence, Batchelder of Worcester, Maguire of Woburn, Moriarty of Worcester, Sullivan of Lawrence, Chamberlain of Cambridge, Bancroft of Cambridge, and Hall of Upton, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Lawrence of Fitchburg, Eastman of Boston, Gordon of New Bedford, Whiting of Boston, Hill of Haverhill, Simpson of Newburyport, Beach of Springfield, Barker of Worcester, Searell of New Bedford, White of Weston, Newell of Longmeadow, Dwinell of Winchester, Towne of Orange, Cable of Hyde Park, Robinson of New Bedford, Carr of Ashby, Ernst of Boston, Cluff of Haverhill, Walker of Worcester, McGaragle of Boston, Ball of Worcester, Browne of Boston and Candage of Brookline.

At thirty-five minutes past four o'clock adjourned.

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FRIDAY, March 23, 1883.

Met according to adjournment.

Prayer was offered by Rev. Mr. Smith of Andover, a member of the House.

#### *Petitions Presented.*

By Mr. Sprague of Boston, petition of H. P. Kidder and others; and by Mr. Mason of Boston, petition of Francis E. Faxon and others of Boston, — severally that said city be divided into aldermanic districts.

Aldermanic districts in Boston.

Severally referred to the committee on Cities.

By Mr. Boardman of Boston, remonstrance of W. E. C. Swan and others against the establishment of a district court to embrace the towns of Canton, Sharon, Walpole

New district court for Norfolk County.

## JOURNAL OF THE HOUSE,

and Stoughton. Referred to the joint committee on the Judiciary.

Boston water supply.

By Mr. Winchester of Southborough, remonstrance of F. E. Carpenter of Southborough and others against legislation enabling the city of Boston to further preserve the purity of its water supply by taking away prescriptive rights of towns and individuals. Referred to the committee on Water Supply and Drainage.

Winthrop.

By Mr. Hutchinson of Chelsea, petition of the selectmen of the town of Winthrop for authority to build a bridge and roadway in said town. Referred, under a suspension of the 12th joint rule, to the committee on Harbors and Public Lands.

Severally sent up for concurrence.

Elevated railroads.

By Mr. Baker of Lynn, petition of Charles T. Hubbard and others in favor of the petition of Joe V. Meigs and others for a charter for an elevated railroad company. Placed on file.

*Order.*

The following order, offered by Mr. Eastman of Boston, was laid over at the request of Mr. Whitehill of Attleborough : —

Visit of members to the Hoosac Tunnel.

*Ordered*, That the sergeant-at-arms make suitable provision for a visit of the members of the House of Representatives to the Hoosac Tunnel on Thursday, April 5, 1883.

*Papers from the Senate.*

Reports :

Of the committee on Water Supply and Drainage, leave to withdraw for want of legal notice :

Salem nuisance,  
— Bowker's dock.

On the petition of the mayor of Salem for authority for the said city to take, by purchase or otherwise, Bowker's Dock, for the abatement of a nuisance ; and

Naumkeag Water Company.

On the petition of Ivers W. Adams and others for incorporation as the Naumkeag Water Company ;

Were severally recommitted, in concurrence, with instructions to hear the parties, after such notice has been given as the committee in each case may direct.

Collectors of taxes, — delin-

A report of the committee on Taxation, inexpedient to

legislate, on an order relative to giving further powers to collectors of taxes in cases of evasion of taxation by delinquent tax-payers, accepted by the Senate, was read and placed in the orders of the day for Monday.

quent tax-pay.  
ers.

**Resolves :**

In favor of the State Primary School at Monson (reported, in part, on the report of the trustees of the State Primary and Reform Schools) ; and

State Primary  
School at Mon-  
son.

In favor of the Disabled Soldiers' Employment Bureau (reported on a petition) ;

Disabled Sol-  
diers' Employ-  
ment Bureau.

Severally passed to be engrossed by the Senate, were severally read and referred, under the rule, to the committee on Finance.

The Bill to incorporate the Palmer Water Company, reported on a petition, and passed to be engrossed by the Senate, was read and ordered to a second reading.

Palmer Water  
Company.

The petition of Daniel H. Newton and others for legislation to authorize the governor and council to lease or convey certain lands now held by the Troy & Greenfield Railroad to them for railroad purposes was referred, in concurrence, to the committee on Hoosac Tunnel and Troy & Greenfield Railroad, under a suspension of the 12th joint rule.

Daniel H. New-  
ton et al.,—  
Troy & Green-  
field Railroad.

*Bills Enacted.*

**Engrossed bills :**

In relation to the Massachusetts Central Railroad Company ; and

Enacted bills.

In relation to the Universalist Publishing House ; (Which severally originated in the House) ; and

Permitting municipal officers to authorize manufacturers to ring bells and use whistles and gongs for the benefit of their workmen (which originated in the Senate) ;

Were severally passed to be enacted, signed and sent to the Senate.

*Message from the Governor.*

A message was received from His Excellency the Governor submitting the claim of Theodore E. Davis for compensation for services in collecting moneys due the State from the United States, under the "Act to reimburse the

Theodore E.  
Davis.

States for expenses incurred in suppressing the rebellion." Read and referred to the committee on Finance, on motion of Mr. Cogswell of Salem.

*Taken from the Table.*

Biennial elections and biennial sessions of the Legislature

The Resolve providing for biennial elections and biennial sessions of the Legislature was, on motion of Mr. Belden of Williamstown, taken from the table. On the point of order raised by Mr. Belden the Speaker ruled as follows :—

*Ruling by the Speaker.*

The Constitution (article 10, section 3, chapter 1) provides that the House of Representatives "shall settle the rules and orders of proceeding in their own house."

House rule No. 69 provides that "when a vote has passed it shall be in order for any member to move the reconsideration thereof," under certain specified conditions. This rule of the House is merely a re-statement of a common and well-established parliamentary principle. Even if the rule were suspended the parliamentary principle would still be in force, and no member could be deprived of his right to move a reconsideration, except by a specific rule prohibiting the motion. The rule is founded in sound wisdom, and has a conservative influence in the interest of careful and deliberate legislation. It enables the body to revise its judgment and correct its errors, and its use is among the most common and well-understood proceedings in the deliberative assemblies of this country. The rule interferes with no right or privilege, either of the body or any individual member. A reconsideration merely leaves the question exactly as it was before the vote was taken, and the body has full power to re-pass the measure if it desires to do so.

The use of this motion could hardly be invoked in regard to a more important measure than the one concerning which the pending question is raised. The proposition is made to change the fundamental law of the Commonwealth, and in a most important particular. It is a measure closely affecting the rights of all the people. And the ninth Article of Amendment, under which the question of order is raised, shows, in every provision, the care

taken that no change shall be made in the Constitution except after the most careful consideration, and under the strictest safeguards.

Why, then, should the language of the Constitution be so construed in this case as to bind the House to its first action, with no power to revise its judgment or correct its mistakes? Do the people, of whose will the Constitution is but the expression, have any interest in thus hampering either branch of their representative body in the exercise of its most important function? Do they suffer the infringement of any right, by the allowance of the same power of reconsideration in the case of a Constitutional Amendment than is inalienable in the passage of less important laws? The burden of proof is on him who proposes a change in the statutes. Is it any less so in the case of a proposed change in the fundamental law? and ought the proposer to be able to bind the House by a single irrevocable vote only in case of so important a measure? It seems to the Chair that the very formalities and safeguards quoted to sustain the point of order are the most significant evidences that the Constitution demands the most careful consideration when its own amendment is proposed.

It is claimed, however, that because the Constitution says that when certain prescribed steps have been taken (which in the case under consideration have been taken) certain other things shall be done, the House has exhausted its power over the question, and the other steps prescribed by the Constitution must at once follow. This, it will be seen, reduces the question of order to a purely technical construction of language. In determining what the true construction is, it seems to the Chair that the only safe and proper course is to interpret this constitutional provision in accordance with, rather than contrary to, what must be conceded to be the spirit and tenor of the whole Constitution, and the unquestioned rule and practice of the Legislature on every other question. And it seems quite consistent with the letter, and the only course consistent with the spirit, of the constitutional provision cited in the pending question, to say that the House has not "agreed to" the Article of Amendment, until it has exhausted its right of reconsideration.

The precedents in this case, so far as the rulings and

practice in the Legislature are concerned, are in accordance with this view. During the present session the President of the Senate, under the authority of a joint order of the two branches, has furnished to be printed a compilation of all the parliamentary decisions to be found on the Senate and House journals. In this compilation is found no decision on the point now raised. The Chair has not had time to examine all the votes taken on the final stage of Articles of Amendment to the Constitution, but instances have been discovered in both branches where the motion to reconsider a vote on this stage has been made and entertained without question, and it is safe to say that the motion has not been an uncommon one. On the 27th of April, 1855, an Article of Amendment was agreed to in the House of Representatives by a vote of 199 yeas to 40 nays. Subsequently a reconsideration was moved, and on April 28th, it was carried by a vote of 124 to 101.

The Article of Amendment was then amended by the substitution of a new article, and on the recurring question of agreeing to the same it was rejected. And again, in 1880, the House reconsidered a vote on agreeing to this same proposed Article of Amendment relative to biennial elections, and recommitted the resolve.

It is argued by some that there is a material difference between reconsidering a vote which *refused* to agree to an Article of Amendment, and reconsidering a vote affirmatively *agreeing* to the same. It is only by a refinement of argument that so technical an objection can be sustained. It is, however, one of the most certain principles of parliamentary law that the decision of a question concludes also its equivalent.

The settlement of this point is not, however, necessary to this discussion. The only precedent which the Chair recalls, which may be applied to the question raised, in which a formal decision has been made, occurs in regard to the passage of a bill over a veto. The constitutional provisions in this case are closely analogous to those applying to constitutional amendments.

In 1874 His Honor Lieutenant-Governor Talbot returned to the House with his objections thereto, a bill which had there originated. The House refused to pass the bill over the veto. A motion to reconsider this refusal was made,

and a point of order was raised against it. In the discussion, the suggestion was made that had the vote *passed* the bill over the veto, instead of refusing to do so, a reconsideration might give rise to serious embarrassment. Having decided that the point raised was not well taken, Mr. Speaker Sanford added, referring to the suggestion quoted :

"But if the bill had been *passed* over the veto, the answer might be, that *the decision of the House is always to be regarded as in abeyance, and its action as not final, until the right of reconsideration under its rules has expired or been exhausted.*"

This opinion of one of the most accomplished parliamentarians who has ever presided over the House of Representatives, applies to the question under consideration, and the Chair will not venture the attempt to improve upon so clear and decisive a statement from so eminent authority, of what seems to be the right principle. This opinion was in answer to what was suggested then, as it has been suggested in the pending case, that neither branch can by reconsideration take back a step which should give the measure, as the Constitution expresses it, "the force of a law;" in other words, that a law cannot be repealed by a reconsideration, and that so far as that measure is concerned, the body has become by its act *functus officio*. But in the view herein taken, "the force of a law" does not absolutely exist until the action of the body has become irrevocable by the exhaustion of the right of reconsideration, or the passage of the measure beyond its control. And whatever may be said as to this reasoning as applied to a vetoed bill, it seems to be quite conclusive as to an Article of Amendment to the Constitution.

For, suppose that the House, in once taking the steps provided in the Constitution, does bar itself from any further consideration of the measure, how can it act on an amendment which may be adopted subsequently by the other branch and sent back to it for concurrence? Yet such amendments are not uncommon, and the branch whose concurrence is asked must, and does, reopen the subject over which it is claimed it had completely exhausted its constitutional authority.

It is true that a decision was made in the national House of Representatives during the twenty-eighth Congress by

Mr. Speaker Jones, in which a motion to reconsider the vote on the passage of a vetoed bill was ruled out of order. But it is to be said concerning this decision: (1) that the practice in Congress varies materially in very many cases from that in other legislative bodies; (2) that so far as the question on passing a bill over a veto differs from that on agreeing to an Article of Amendment, the difference is in favor of the view herein taken; (3) that Mr. Speaker Jones's decision is partly rested on the ground that the House had already once reconsidered the question; (4) that the decision was closely contested on an appeal taken by no less a person than John Quincy Adams, an ex-President of the United States, and a man of large parliamentary experience, was sustained among others by Julius Rockwell and Robert C. Winthrop, each of whom had recently occupied this chair for three years as Speaker, and who might be supposed to be influenced somewhat by the practice of the body over which they had presided, and that the decision quoted was finally sustained by a majority of only 12 votes in a total of 182.

An illustration of what seems to be the fallacy of this view may be found in the action of the Governor. The Constitution provides that a bill or resolve shall have force as a law when the Governor "shall signify his approbation by signing the same." Instances have come within the knowledge of the Chair, and they may not be uncommon, where the Governor has signed a bill, and subsequently, for good and sufficient reasons, has erased his signature before the bill had passed from his possession. Would it, therefore, be said that the Governor had repealed a law with his pen-knife?

It seems to the Chair a fair construction of the Constitution that when the House finally *does* agree to an Article of Amendment, it must do it in the manner provided in the article cited in this question of order, and that until all the rights and privileges afforded by its rules and usages have been exhausted, and the measure has passed from the possession, and is beyond the reach of the House, it cannot be said to have "agreed to" the article in a sense which prevents its reconsideration.

To briefly re-state the case:

Because the Constitution authorizes the House to make its own rules;

Because its rules and general parliamentary law allow the reconsideration of every main question;

Because an amendment to the Constitution is among the most important of all questions, and demands the greatest care and deliberation;

Because reconsideration tends to secure this, and one of the main arguments for it in this case was that the measure needed amendment;

Because reconsideration is not inconsistent with, and does not contravene, any constitutional provision, but, on the contrary, seems to accord with both the letter and spirit of the same;

Because the only precedents to be found in the records of the Legislature exactly and forcibly sustain this view, and the unbroken practice in both branches accords with it; and, finally,

Because that interpretation which will leave the body the greatest freedom in coming to its final decision on any question, with power to revise judgment and correct errors, seems to confirm the wisdom of the conclusion;

The Chair rules that the point of order is not well taken, and the resolve is properly before the House. (House Doc., No. 244.)

Pending the recurring question on agreeing to the Article of Amendment, and pending the amendment proposed by the committee on Bills in the Third Reading, the further consideration of the resolve was postponed until Wednesday, to be placed first in the orders of the day for that day.

#### *Reports of Committees.*

By Mr. Howes of Cambridge, from the joint committee on the Judiciary, inexpedient to legislate, on an order relative to increasing the salaries of the judge and clerk of the Lynn police court.

Lynn police court.

By Mr. Pattee of Quincy, from the joint committee on the Judiciary, inexpedient to legislate, on an order relative to providing by law that persons of skill summoned as witnesses may be required to give their opinions in evidence, and to provide for payment of extra fees therefor.

Experts as witnesses.

By Mr. Gove of Boston, from the committee on Cities, reference to the next General Court, on the petition of

Boston armories.

## JOURNAL OF THE HOUSE,

the president of the common council of Boston for legislation giving the duty of providing armories to the city council instead of the board of aldermen.

**State Prison.**

By Mr. Switzer of Lynn, from the committee on Prisons, no legislation necessary, on so much of the Governor's message as relates to the old State Prison at Charlestown and the State Prison at Concord.

Severally read and placed in the orders of the day for Monday.

**Boarding-houses.**

By Mr. Bixby of Adams, from the committee on the Judiciary, on a petition, a Bill in relation to boarding-houses and boarding-house keepers.

**Creditors of deceased persons.**

By Mr. Cushing of Cohasset, from the committee on Probate and Chancery, on an order, a Bill giving an additional remedy to the creditors of a deceased person.

**Taxation of personal property.**

By Mr. Richardson of Salem, from the committee on Taxation, on an order relative to equalizing the burdens of taxation, a Bill concerning the returns of personal property to assessors of taxes.

**Massachusetts Agricultural College.**

By Mr. Belden of Williamstown, from the committee on Finance, that the Resolve establishing scholarships at the Massachusetts Agricultural College and making an appropriation for the same, ought to pass in a new draft with the title, "Resolve in favor of the Massachusetts Agricultural College."

**John William Robert Sawin.**

By Mr. Clark of Winchendon, from the same committee, that the Resolve in favor of John William Robert Sawin ought to pass in a new draft with the same title.

Severally read and ordered to a second reading.

*Orders of the Day.*

**Orders of the day.**

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to amending the Constitution so that women who are attorneys-at-law may be appointed justices of the peace and notaries public was further considered. The pending motion to amend by substituting a resolve was carried, and the resolve was ordered to a second reading.

The Bill relating to the partition of lands in probate courts among tenants in common was read a third time, and, pending the question on engrossment, it was, on

motion of Mr. Cogswell of Salem, recommitted to the committee on Probate and Chancery.

The Bill relative to the partition of lands in the Supreme Judicial Court and Superior Court was read a second time, and, pending the question on ordering to a third reading, it was, on motion of Mr. Cogswell of Salem, referred to the committee on Probate and Chancery.

**Reports :**

Of the committee on the Judiciary, leave to withdraw, on the petition of Lorenzo H. D. Shepard and others for the removal of Judge Burbank ; and

Of the same committee, reference to the next General Court, on an order relative to the disposition of the new shares, in case of the increase of the capital stock of corporations organized under the general laws ;

Were severally accepted.

The report of the committee on Taxation, leave to withdraw, on the petition of J. B. Knight and others for an amendment of the laws concerning taxation of mortgaged real estate was accepted, and sent up for concurrence.

**Reports :**

Of the joint committee on the Judiciary, inexpedient to legislate, on an order relative to increasing the salaries of certain officers of the municipal court of Boston, at Jamaica Plain district ;

Of the committee on the Liquor Law, inexpedient to legislate, on an order relative to providing for an increase of the district police force ; and

Of the committee on Public Charitable Institutions, inexpedient to legislate, on an order relative to abolishing the State workhouse at Bridgewater ;

Were severally accepted, in concurrence.

The Bill (on leave) to secure a uniform and true appraisal of estates in the Commonwealth for the purposes of taxation was rejected, as recommended by the committee on Taxation, and notice thereof was sent to the Senate.

**Bills :**

Amending the charter of the Father Mathew Temperance Benefit Society in the city of Lawrence, in relation to its capital stock and liability ;

To define the boundary line of tide-water between the Commonwealth of Massachusetts and the State of Rhode Island and Providence Plantations;

Relating to the inspection of buildings;

To abate a nuisance in the city of Boston, and for the preservation of the public health in said city; and

To authorize the town of Milford to erect, furnish and maintain a memorial hall, and borrow money therefor;

Were severally read a second time and ordered to a third reading.

The Bill to authorize the city of Fitchburg to issue additional water scrip; and the

Resolve providing for the purchase of new steam boilers and steam pipes for the State workhouse at Bridgewater;

Were severally read a third time, and were passed to be engrossed, in concurrence.

The House concurred in the Senate amendment to the House Bill to authorize the city of Taunton to construct a bridge across Taunton Great River and the bill was returned to the Senate indorsed accordingly.

The Bill to incorporate the Powow Hill Water Company was read a second time and considered. Pending amendments moved by Mr. Mackintosh of Dedham, and pending the question on ordering the bill to a third reading, the House,

At five o'clock, adjourned.

MONDAY, March 26, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

Boston water supply.

By Mr. Bird of Natick, remonstrance of Alexander Blaney and 881 others of said town, against legislation enabling the city of Boston to further preserve the purity of its water supply by taking away prescriptive rights of towns and individuals. Referred to the committee on Water Supply and Drainage.

By Mr. Williams of Foxborough, petition of Joseph G. Ray and others for the incorporation of a company to supply the town of Franklin with pure water. Referred, under a suspension of the 12th joint rule, to the committee on Water Supply and Drainage. Franklin water supply.

Severally sent up for concurrence.

By Mr. Parker of Lynn, remonstrances of Benj. F. Peach, Jr., and of Charles L. Ayres and others, — severally against the passage of the proposed amendment to the law providing for the reorganization of the militia into a division, and the election of a major-general. Militia.

Severally placed on file.

#### *Census of Massachusetts.*

A communication was received from the Secretary of the Commonwealth transmitting the census of Massachusetts, compiled from returns of the 10th United States census by the chief of the Bureau of Statistics of Labor, under authority of chapter 26, of the resolves of the year 1882. On motion of Mr. Cogswell of Salem it was placed on file. State census.

#### *Order.*

The order laid over from Friday, relative to a visit of the members of the House to the Hoosac Tunnel on Thursday, April 5, 1883, was considered. Amendments proposing different dates were moved and rejected, and, after debate, the order was adopted by a vote of 91 to 18. Visit of members to the Hoosac Tunnel.

#### *Hour of Meeting.*

On motion of Mr. Bowker of Boston, —

*Voted*, That when the House adjourns to-day it be to meet to-morrow at two o'clock P.M. Hour of meeting.

#### *Papers from the Senate.*

##### *Reports :*

Of the committee on Cities, leave to withdraw, on the petition of R. P. Crafts and others for an act authorizing the redistricting of the city of Holyoke into wards; Holyoke.

Of the same committee, reference to the next General Court:

On the petition of the mayor of Boston, for a law defining the powers of a city council, or of either branch there- City councils.

## JOURNAL OF THE HOUSE,

of, in matters now governed only by parliamentary law; and

Boston,—obsolete laws.

On the petition of the mayor of Boston for the repeal of any acts or parts of acts relating solely to the town or city of Boston which have become obsolete or inoperative;

Of the committee on Hoosac Tunnel and Troy & Greenfield Railroad, reference to the next General Court:

On the petition of the selectmen and citizens of Greenfield, for reimbursement for moneys expended for stock of and loans to the Troy & Greenfield Railroad;

On the petition of the selectmen of Buckland for reimbursement for moneys paid for stock of the Troy & Greenfield Railroad;

On the petition of Joseph White and others for compensation for certain property now held by the Commonwealth, and formerly owned and held by the town of Williamstown;

On the petition of the selectmen of Williamstown for special relief on account of its subscription to the stock of the Troy & Greenfield Railroad; and

Of the committee on Manufactures, leave to withdraw, on the petition of the Turner's Falls Company for authority to increase its facilities to furnish water power;

Severally accepted by the Senate, were severally read and placed in the orders of the day for to-morrow.

Savings banks,  
—Old Colony  
Railroad.

The Bill to authorize savings banks and institutions for savings to invest in the bonds and notes of the Old Colony Railroad Company (reported on a petition of the Old Colony Railroad Company), passed to be engrossed by the Senate, was read and ordered to a second reading.

Resolves:

In favor of the State Lunatic Hospital at Danvers (reported in part on the annual report of the trustees of the State Lunatic Hospital at Danvers); and

Providing for the expenses under an act in relation to the boundaries of cities and towns bordering upon the sea, (reported in part on the report of the Harbor and Land Commissioners);

Severally passed to be engrossed by the Senate, were severally read and referred, under the rule, to the committee on Finance.

Notice was received from the Senate of the rejection by that branch of the

Naturalization.

Bill in relation to naturalization (substituted for the

Danvers Lunatic Hospital.

Boundaries of  
cities and towns  
bordering upon  
the sea.

House "Bill extending the jurisdiction of applications for naturalization"); the

House Bill concerning the order of trials in criminal cases; the

*Trials in criminal cases.*

Senate Bill to promote the safety of railroad passengers (reported upon an order providing that no train of cars shall enter or pass passenger stations at certain times); and the

*Railroad passenger cars.*

Senate Bill to amend section 129 of chapter 112 of the Public Statutes relating to railroad crossings (reported on an order relative to providing for an appeal from the decision of county commissioners to the superior court).

*Railroad crossings.*

#### *Bills Enacted and Resolves Passed.*

Engrossed bills:

To change a portion of the harbor line in Gloucester harbor; and

*Bills enacted, — resolves passed.*

Relating to the annual report of the Board of Control of the Agricultural Experiment Station;

(Which severally originated in the House);

To authorize the mayor and aldermen of Somerville to construct a sewer in Cambridge and Crescent streets in Boston;

To authorize the city of New Bedford to issue additional water bonds;

Concerning the proprietors of the meeting-house in Hollis Street in Boston; and

To authorize the town of Concord to make an additional water loan;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed and sent to the Senate.

Engrossed resolves:

In relation to loan and trust companies; and

For the relief of John Owens;

(Which severally originated in the House);

Were severally passed, signed and sent to the Senate.

#### *Reports of Committees.*

By Mr. Clark of Winchendon, from the committee on Finance, that the Resolve concerning the boundary line between the Commonwealth of Massachusetts and the State of New Hampshire ought to pass. Placed in the

*Boundary line between Massachusetts and Rhode Island.*

## JOURNAL OF THE HOUSE,

orders of the day for to-morrow, the question being on ordering to a third reading.

**Timothy Murphy.**

By Mr. Burr of Newton, from the same committee, that the Resolve in favor of Timothy Murphy ought to pass. Placed in the orders of the day for to-morrow for a second reading.

**County commissioners of Essex County.**

By Mr. Clark of Winchendon, from the committee on Expenditures, asking to be discharged from further consideration of the report (recommitted) of the committee on Expenditures, leave to withdraw, on the petition of the county commissioners of Essex County for an increase of salary. Read and placed in the orders of the day for to-morrow.

**Orders of the day.**

The Bill to incorporate the Powow Hill Water Company was further considered. Pending amendments moved by Messrs. Mackintosh of Dedham and Coombs of Newburyport, and pending the question on ordering to a third reading, the bill was, on motion of Mr. Cogswell of Salem, recommitted to the committee on Water Supply and Drainage with instructions to report a bill specifying more particularly the sources from which said company is to take its water. Sent up for concurrence.

**Reports :**

Of the committee on Probate and Chancery, inexpedient to legislate, on an order relative to legislation concerning records in the state department;

Of the committee on the Judiciary, inexpedient to legislate, on an order relative to the collection or enforcement of sinking fund securities;

Of the same committee, leave to withdraw:

On the petition of the mayor of Worcester for legislation authorizing said city to enter into contracts with the owners of water rights affected by the taking of Tatnuck Brook; and

On the petition of George Reed and others, boarding-house keepers, for such legislation as will afford a more complete and adequate remedy for the collection of debts by the trustee process;

Were severally accepted.

**Reports :**

Of the committee on Cities, reference to the next Gen-

eral Court, on the petition of the president of the common council of Boston for legislation giving the duty of providing armories to the city council instead of the board of aldermen ; and

Of the joint committee on the Judiciary, inexpedient to legislate :

On an order relative to the providing by law that persons of skill summoned as witnesses may be required to give their opinions in evidence, and to provide for payment of extra fees therefor ; and

On an order relative to increasing the salaries of the judge and clerk of the Lynn police court ;

Were severally accepted and sent up for concurrence.

Reports :

Of the committee on Taxation, inexpedient to legislate, on an order relative to giving further powers to collectors of taxes in cases of evasion of taxation by delinquent tax-payers ; and

Of the committee on Railroads, inexpedient to legislate :

On an order relative to the expediency of additional legislation for the better protection of life and property at grade crossings of public highways or streets ; and

On an order relative to the better protection of men employed on freight trains ;

Were severally accepted, in concurrence.

Bills :

To incorporate the Farmers' and Mechanics' Savings Bank of South Framingham ;

In relation to hawkers and pedlers (amended as recommended by the committee on the Judiciary) ; and

Providing for the redemption of real estate sold for non-payment of sewer assessments ; and

Resolves :

In favor of the State Normal School at Bridgewater ;

Relative to the claim of Massachusetts against the United States for moneys expended for coast defence during the war ;

In favor of the Soldiers' Home in Massachusetts ; and

In favor of John William Robert Sawin ;

Were severally read a second time and ordered to a third reading.

Bills :

Prohibiting railroad corporations to require women and

## JOURNAL OF THE HOUSE,

children to ride in regular smoking-cars, amended on motion of Mr. Cronin of Boston; and

To exempt certain property of the Arms Library from taxation;

Were severally read a third time, passed to be engrossed and sent up for concurrence.

**Bills :**

To authorize the town of Milford to erect, furnish and maintain a memorial hall, and borrow money therefor;

To define the boundary line of tide-water between the Commonwealth of Massachusetts and the State of Rhode Island and Providence Plantations;

To incorporate the trustees of the Boston Ecclesiastical Seminary; and

To incorporate the Hillside Agricultural Society;

Were severally read a third time, and were passed to be engrossed, in concurrence.

At five minutes past five o'clock adjourned.

TUESDAY, March 27, 1883.

Met according to adjournment, at two o'clock P.M.

Prayer was offered by the Chaplain.

*Remonstrances Presented.*

Fortnightly  
payments of  
wages.

By Mr. Hildreth of Harvard, remonstrance of Francis H. Sawyer and others against the fortnightly payment of wages to employés by manufacturing corporations. Referred to the committee on Labor.

Boston water  
supply.

By Mr. Entwistle of Framingham, remonstrances of Walter Adams and others, and of L. T. Fuller and others; by Mr. Winchester of Westborough, remonstrance of H. C. Forbes and others of Marlborough; by Mr. Morse of Sherborn, remonstrance of Joseph S. Wells and others; and by Mr. Maguire of Woburn, remonstrance of Edward D. Hayden and others of Woburn, — severally against legislation enabling the city of Boston to further preserve the purity of its water supply by taking away prescriptive rights of towns and individuals.

Severally referred to the committee on Water Supply and Drainage.

Severally sent up for concurrence.

*Orders.*

The following order, offered by Mr. Sprague of Boston, was laid over at the request of Mr. Moriarty of Worcester : —

*Ordered*, That joint committees, until otherwise ordered, make report of all matters in their hands, except money bills and matters recommitted to them, in the Senate.

Reports of joint committees.

The following order, offered by Mr. Reade of Boston, was laid over at the request of Mr. Glines of Somerville : —

*Ordered*, That on and after Tuesday, April 3d, the House, until otherwise ordered, shall meet at eleven o'clock A.M., except on Mondays and Saturdays; and, whenever the House is in session at a quarter before one o'clock P.M., the Speaker shall declare a recess until two o'clock P.M.; and, whenever the House is in session at five o'clock P.M., the Speaker shall declare an adjournment, upon the completion of the matter of business upon which the House is engaged at that time.

Hour of meeting,—adjournment.

*Reconsideration.*

Mr. Cogswell of Salem moved to reconsider the vote whereby the House on Monday adopted the order relative to a visit by the members of the House to the Hoosac Tunnel on Thursday, April 5, 1883. The motion prevailed, and pending the recurring question on the adoption of the order, the same gentleman moved to amend by striking out "Thursday, April 5," and inserting "Friday, April 20." The amendment was carried, and the order, as amended, was adopted.

Visit of members to the Hoosac Tunnel.

*Hour of Meeting.*

On motion of Mr. Candage of Brookline, —

*Voted*, That when the House adjourns to-day it be to meet to-morrow at 2 o'clock P. M.

Hour of meeting.

*Bills Enacted and Resolves Passed.*

Engrossed bills :

Bills enacted,—resolves passed.

Relative to the trial of juvenile offenders ;  
To confirm certain proceedings of the Attleborough Water Supply District in Attleborough ;

Regulating the disposition of the surplus of the coast defence loan sinking fund ;

## JOURNAL OF THE HOUSE,

To incorporate the Ames Free Library of Easton;

To enable the city of Newburyport to purchase and hold additional stock in the Newburyport & Amesbury Horse Railroad Company;

Relating to the name of co-operative saving fund and loan associations;

Relating to the time within which a city or town shall sell real estate held under a sale or taking for non-payment of taxes;

To confirm certain proceedings of school district number eighteen in Attleborough;

Relating to the duties of assessors of taxes;

In relation to the custody of the archives of Maine lands;

Requiring municipal or other corporations to make returns of the acceptance or failure to accept certain acts and resolves; and

To authorize the city of Taunton to construct a bridge across Taunton Great River;

(Which severally originated in the House); and

To authorize the city of Fitchburg to issue additional water scrip (which originated in the Senate);

Were severally passed to be enacted, signed and sent to the Senate.

**Engrossed resolves:**

In favor of Catharine Curtin (which originated in the House); and

Providing for the purchase of new steam boilers and steam pipes for the State workhouse at Bridgewater (which originated in the Senate);

Were severally passed, signed and sent to the Senate.

*Papers from the Senate.*

**Reports:**

St. Mary's Asy-  
lum.

Of the committee on Public Charitable Institutions, leave to withdraw, on the petition of Sister Mary for legislation to enable St. Mary's Infant Asylum to operate under the provisions of section 44 of chapter 86 of the Public Statutes; and

Taxation of  
mortgages held  
by literary in-  
stitutions.

Of the committee on Taxation, leave to withdraw, on the petition of Almon S. Ludden and others for amendment of existing law, so that the owner of real estate subject to mortgage may not be exempt from taxation if the mortgage is held by a literary institution;

Severally accepted by the Senate, were severally read and placed in the orders of the day for to-morrow.

The House Bill to authorize the town of Stoneham to pay certain bounties came down from the Senate, passed to be engrossed, in concurrence, with certain amendments, in which the House concurred under a suspension of the rule.

Stoneham boun-  
ties.

The Bill authorizing the treasurer to employ an additional clerk (being the bill which was originally reported by the committee on Finance on the report of the Treasurer and Receiver-General, and substituted in the Senate as a new draft for the House bill with a similar title) passed to be engrossed by the Senate, was read twice under suspension of the rules, including Rule 42, and pending amendments moved by Mr. Baker of Beverly, it was placed in the orders of the day for to-morrow for a third reading.

Additional clerk  
in the Treas-  
urer's depart-  
ment.

#### *Reports of Committees.*

By Mr. Cogswell of Salem, from the committee on the Judiciary, inexpedient to legislate, on an order relative to the use of the highways for electric lighting lines.

Electric light-  
ing lines.

By Mr. Baker of Lynn, from the committee on Manufactures, leave to withdraw, on the petition of John S. Damrell and others for legislation compelling towns to provide themselves with some means of protection against fire.

Fires in towns.

Severally read and placed in the orders of the day for to-morrow.

By Mr. Sprague of Boston, from the committee on the Judiciary, on an order, a Bill empowering cities to regulate by ordinance the sale of certain articles by hawkers and pedlers.

Hawkers and  
pedlers.

By Mr. Bancroft of Cambridge, from the committee on Probate and Chancery, that the Bill relative to the partition of lands in the supreme judicial and superior courts and the Bill (recommitted) relative to the partition of lands in probate courts among tenants in common ought to pass in the form of a single bill with the title, "Bill relative to the partition of lands in the supreme judicial court, superior court and probate courts."

Partition of  
lands.

Severally read and ordered to a second reading.

Suits against  
unincorporated  
companies.

By Mr. Howes of Cambridge, from the committee on the Judiciary, that the Senate Bill relating to suits against unincorporated companies ought to pass.

Electric wires.

By Mr. Cogswell of Salem, from the same committee, that the Senate Bill in relation to erecting, laying, maintaining and regulating lines for the transmission of electricity ought to pass.

Gettysburg Bat-  
tleground Memo-  
rial Association.

By Mr. Belden of Williamstown, from the committee on Finance, that the Resolve in favor of the Gettysburg Battlefield Memorial Association ought to pass.

State Primary  
School at  
Monson.

By Mr. Davenport of Fall River, from the same committee, that the Senate Resolve in favor of the State Primary School at Monson ought to pass.

Bastardy war-  
rants.

Severally placed in the orders of the day for to-morrow for a second reading.  
By Mr. Bixby of Adams, from the committee on the Judiciary, that the Bill (recommitted) in relation to warrants for arrest in bastardy cases ought to pass with an amendment. Placed in the orders of the day for to-morrow, the question being on ordering the bill to a third reading.

Sugar beets.

By Mr. Burr of Newton, from the committee on Finance, that the Bill granting a bounty for the production of sugar beets or sorghum cane for the purpose of manufacturing sugar ought not to pass. Read and placed in the orders of the day for to-morrow, the question being on the rejection of the bill.

Worcester &  
Nashua and  
Nashua &  
Rochester R. R.  
Co's.

By Mr. Williams of Foxborough, from the committee on Bills in the Third Reading that the Bill (recommitted) to authorize the Worcester & Nashua Railroad Company to unite with the Nashua & Rochester Railroad ought to pass with certain amendments. Placed in orders of the day for to-morrow, the question being on the engrossment of the bill.

#### *Orders of the Day.*

##### Bills :

Orders of the  
day.

To extend the time for the transfer of land on the Back Bay in Boston, for the use of the Normal Art School (amended on motion of Mr. Williams of Foxborough);

To except associations for medical purposes from the provisions of the general law relative to the incorporation of associations for certain purposes;

To change the basis upon which the insurance commissioner shall compute the amount necessary to re-insure outstanding risks of marine insurance companies (amended as recommended by the committee on Bills in the Third Reading by substituting therefor a new bill with the same title) ; and

To authorize the Commissioners on Inland Fisheries to issue permits for fishing in the Merrimack River ;

Were severally read a third time, passed to be engrossed and sent up for concurrence.

The Bill to simplify the transfer of land was rejected as recommended by the committee on the Judiciary.

The Report of the committee on Expenditures, leave to withdraw, on the petition of the county commissioners of Essex County for an increase of salary was accepted and sent up for concurrence.

Reports :

Of the committee on Cities, leave to withdraw, on the petition of R. P. Crafts and others, for an act authorizing the redistricting of the city of Holyoke into wards ;

Of the same committee, reference to the next General Court :

On the petition of the mayor of Boston for a law defining the powers of a city council, or of either branch thereof, in matters now governed only by parliamentary law ; and

On the petition of the mayor of Boston for the repeal of any acts or parts of acts relating solely to the town or city of Boston which have become obsolete or inoperative ; and

Of the committee on Manufactures, leave to withdraw, on the petition of the Turner's Falls Company for authority to increase its facilities to furnish water power ;

Were severally accepted, in concurrence.

The Resolve in favor of Timothy Murphy was read a second time and ordered to a third reading.

The Resolve in favor of the State Normal School at Bridgewater was read a third time, and was passed to be engrossed, in concurrence.

At fifteen minutes before five o'clock, Mr. Chappelle of Boston moved that the House adjourn. On this question the yeas and nays were ordered, and the roll being called

## JOURNAL OF THE HOUSE,

the motion was lost by a vote of 29 yeas to 70 nays, as follows :

## YEAS.

Messrs. Allen, Heman L.	Messrs. Joyner, Herbert C.
Belden, Charles D.	Learnard, George E.
Bixby, Nelson H.	Leonard, Edwin
Bowker, Horace L.	Martin, Henry B.
Butler, Edward P.	Means, Arthur F.
Campbell, Benj. F.	Moriarty, Eugene M.
Candage, Rufus G. F.	Olmsted, John
Chappelle, Julius C.	Pedrick, Francis E.
Clark, Aaron F.	Randall, Charles L.
Clark, Elijah C.	Smith, Joel
Cronin, Cornelius F.	Sprague, Henry H.
Davenport, James F.	Sullivan, Dennis A.
Ernst, Geo. A. O.	Walker, Aaron G.
Hayes, John E.	Welch, Americus.
Hubbard, Sabin	

## NAYS.

Messrs. Barker, George A.	Messrs. Gifford, John W.
Batchelder, Geo. E.	Gilmartin, Dennis
Bates, Emory L.	Gimlich, Jacob
Beach, Theodore D.	Goodman, Allen W.
Browne, Andrew J.	Gove, Jesse M.
Bugbee, Benajah U.	Hartwell, Harris C.
Bush, Horace W.	Hill, Edwin N.
Butler, Daniel	Holbrook, Caleb
Chamberlain, Geo. D.	Jacobs, Joseph, Jr.
Chester, William F.	Jefts, Luman T.
Clark, Charles N.	Kelley, Joseph J.
Clark, Wilder P.	Kingsley, Chester W.
Costello, Michael W.	Linnell, Solomon, 2d
Craig, George E.	Lord, Charles S.
Cushing, Louis T.	Miller, John D.
Cushman, Solomon F.	Newell, Charles S.
Donahoe, Charles W.	O'Connell, David F.
Dwinell, James F.	Parker, John L.
Eames, Warren	Parker, Walter O.
Eastman, Edmund T.	Perry, Isaac F. B.
Entwistle, James R.	Pilsbury, Edwin L.
Fennessey, Jerem. G.	Putney, Lyman K.
Fisk, David	Reed, Charles M.
Foster, Joshua T.	Reynolds, Enos H.
Foster, William W.	Saville, Leonard A.
Freeman, Josiah	Sayward, William H.
Fuller, Charles	Shaylor, Pliny M.
Fuller, Warren D.	Snow, Edmund F.

Messrs. Stebbins, John B.	Messrs. Warner, John F.
Stockbridge, Levi	Whitehill, John
Streeter, Dwight W.	Whitin, Arthur F.
Sweetser, Albert H.	Whiting, Albert T.
Tarone, James	Wildes, Ansel F.
Towne, Charles A.	Wilkinson, John W.
Warfield, Henry L.	Williams, John S.

Yeas, 29 ; nays, 70.

On this question Mr. Martin of Chelsea, who it was announced would have voted in the affirmative was paired with Mr. Mackintosh of Dedham.

At five o'clock adjourned until to-morrow, at two o'clock P. M.

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WEDNESDAY, March 28, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Papers from the Senate.*

The report of the committee on Prisons, inexpedient to legislate, on the annual report of the commissioners of prisons in relation to county prisons, accepted by the Senate, was read and placed in the orders of the day for to-morrow.

Report of prison commissioners.

The Bill to regulate the practice of dentistry, reported on a bill taken from the Senate files of last year, passed to be engrossed by the Senate, was read and ordered to a second reading.

The House Resolve to confirm the acts of James Keith James Keith. as a justice of the peace came down from the Senate passed to be engrossed, in concurrence, with an amendment, in which the House concurred under a suspension of the rule.

*Bills Enacted.*

Engrossed bills :

Providing for a clerk for the second district court of Eastern Middlesex ; Bills enacted.

To establish a harbor line along a portion of the water front of the city of Haverhill, on the Merrimack River ;

## JOURNAL OF THE HOUSE,

In relation to deposits made by foreign insurance companies with the treasurer of the Commonwealth;

In relation to the bridge across the Merrimack River, in the town of Tyngsborough; and

To establish the salary of the justice of the municipal court of the West Roxbury District of the city of Boston;

(Which severally originated in the House); and

To punish persons guilty of disorderly conduct on steamboats and other public conveyances (which originated in the Senate);

Were severally passed to be enacted, signed and sent to the Senate.

*Reports of Committees.*

**Footways and highways over lands bordering on tide water.**

By Mr. Potter of Worcester, from the committee on the Judiciary, on an order, a Bill authorizing the laying out of foot-ways and highways between high and low water mark over lands bordering upon tide water.

**Convict labor.**

By Mr. Mellen of Worcester, from the committee on Labor, on petitions and on an order, a Bill relative to the employment of convict labor.

**Employment of children.**

By Mr. Whitin of Northbridge, from the same committee, that the Bill relating to the employment of children in manufacturing establishments ought to pass in a new draft with the title, "Bill relating to the employment of children in manufacturing and other establishments."

**Fortnightly payments of wages.**

By Mr. Gilmartin of Lawrence, from the same committee, on an order, a Bill relative to the payment of operatives by manufacturing corporations at intervals not exceeding fourteen days. [Messrs. Livermore and Seeley of the Senate and Messrs. Wolcott of Boston, Steere of Amesbury and Whitin of Northbridge dissenting.]

**Telephone companies.**

By Mr. Nason of Boston, from the committee on Mercantile Affairs, on petitions, a Bill relating to telephone companies and to regulate the use and rental of telephones. [Messrs. Randall of the Senate and Denham of the House dissenting.]

**Taxation of mortgages.**

By Mr. Browne of Boston, from the committee on Taxation, on a petition and an order, a Bill to repeal the law that relieves money loaned on mortgages of real estate from taxation. [Mr. Sayward of the Senate dissenting.]

**State Normal School at Westfield.**

By Mr. Belden of Williamstown, from the committee on Finance, that the Senate Resolve in favor of the State

Normal School at Westfield ought to pass in a new draft with the same title.

By Mr. Clark of Winchendon, from the same committee, that the Resolve in favor of Henry J. White ought to pass in a new draft with the same title. Henry J. White.

Severally read and ordered to a second reading.

By Mr. Belden of Williamstown, from the committee on Finance, that the Senate Bill to provide for the support of the criminal insane of the Commonwealth ought to pass. Criminal Insane.

By Mr. Beach of Springfield, from the same committee, that the Senate Resolve in favor of the Disabled Soldiers' Employment Bureau ought to pass. Disabled Soldiers' Employment Bureau.

By Mr. Davenport of Fall River, from the same committee, that the Senate Resolve providing for the expenses under an act in relation to the boundaries of cities and towns bordering upon the sea ought to pass. Boundaries of cities and towns bordering on the sea.

By Mr. Lincoln of Somerville, from the same committee, that the Senate Resolve in favor of Rand, Avery and Company ought to pass. Rand, Avery & Co.

By Mr. Burr of Newton, from the same committee, that the Senate Resolve in favor of the State Lunatic Hospital at Danvers ought to pass. Danvers Lunatic Hospital.

Severally placed in the orders of the day for to-morrow for a second reading.

#### *Taken from the Table.*

On motion of Mr. Coombs of Newburyport, the Bill to regulate the taking of fish in Acushnet River was taken from the table. It was ordered to a third reading, and was placed in the orders of the day for to-morrow. Fishing in Acushnet River

#### *Orders.*

The order offered yesterday by Mr. Sprague of Boston, and laid over, relative to reports of joint committees, was withdrawn, there being no objection. Reports of joint committees.

The order offered yesterday by Mr. Reade of Boston, and laid over, relative to morning sessions on and after April 3, was withdrawn, there being no objection. Morning sessions.

The following order, offered by Mr. Parker of Lynn, was laid over at the request of Mr. Hill of Haverhill:—

*Ordered*, That in debate of all matters coming before the House, speeches be limited to ten minutes each. This rule shall not be suspended except by a vote of two-thirds Limit of debate.

of the members present. If this rule is suspended it shall entitle the member speaking to ten minutes additional, and no more, without the consent of four-fifths of the members present.

*Discharged from the Orders.*

On motion of Mr. Baker of Beverly, the following matters were severally discharged from the orders of the day, and considered under suspension of the rule: —

*Fires in towns.*

The report of the committee on Manufactures, leave to withdraw, on the petition of John S. Damrell and others for legislation compelling towns to provide themselves with some means of protection against fire. Accepted and sent up for concurrence.

*Bills :*

*Worcester & Nashua and Nashua & Rochester Railroad Companies.*

To authorize the Worcester & Nashua Railroad Company to unite with the Nashua & Rochester Railroad (amended as recommended by the committee on Bills in the Third Reading) ;

*Hawkers and pedlers.*

In relation to hawkers and pedlers (amended on motions of Mr. Williams of Foxborough, including an amendment to the title so that it read " Bill authorizing the Secretary of the Commonwealth to grant licenses for hawking and peddling to persons over seventy years of age ") ;

*Forest Hills Cemetery.*

In addition to " An Act to incorporate the proprietors of the Forest Hills Cemetery " (amended on motions of Mr. Williams of Foxborough, including an amendment to the title so that it read " Bill relating to the investment of the funds of the proprietors of Forest Hills Cemetery ") ; and

*Gaming.*

To provide for the punishment of persons present at games or sports in common gaming-houses (amended on motion of Mr. Williams of Foxborough) ;

Severally read a third time, passed to be engrossed, in concurrence, as amended, and sent up for concurrence in the amendments.

*Bills :*

*Brockton.*

To establish a board of commissioners of sinking funds in the city of Brockton (amended as recommended by the committee on Bills in the Third Reading by substituting therefor the " Bill concerning Commissioners of Sinking Funds in the City of Brockton ") ;

*Ibid.*

To amend the charter of the city of Brockton relative

to the election of school committee and assistant assessors  
(amended on motions of Mr. Douglas of Brockton);

In relation to examinations and trials in criminal cases before a trial justice (amended on motion of Mr. Williams of Foxborough);

Relative to the election of assessors and overseers of the poor in towns;

Amending the charter of the Father Mathew Temperance Benefit Society in the city of Lawrence, in relation to its capital stock and liability (amended as recommended by the committee on Bills in the Third Reading by substituting therefor a new bill with the same title); and

Providing for the redemption of real estate sold for non-payment of sewer assessments; and

**Resolves:**

In favor of John William Robert Sawin;

In favor of Timothy Murphy; and

For the encouragement of industrial art in the common schools;

Severally read a third time, passed to be engrossed and sent up for concurrence.

Report of the committee on the Judiciary, leave to withdraw, on the petition of Gustavus A. Hinckley for an act to confirm a deed of real estate to the Barnstable Savings Bank. On motion of Mr. Cogswell of Salem, the report was amended by substituting therefor a "Bill to confirm the deed of Daniel Scudder to the Barnstable Savings Bank," and the bill was read and ordered to a second reading.

On motions of Mr. Belden of Williamstown, the following reports were discharged from the orders of the day, under suspension of the rule, and were severally laid on the table: —

**Reports:**

Of the committee on the Hoosac Tunnel and Troy & Greenfield Railroad, reference to the next General Court:

On the petition of the selectmen and citizens of Greenfield for reimbursement for moneys expended for stock of and loans to the Troy & Greenfield Railroad;

On the petition of the selectmen of Buckland for reimbursement for moneys paid for stock of the Troy & Greenfield Railroad;

On the petition of Joseph White and others for compensation for certain property now held by the Common-

**wealth, and formerly owned and held by the town of Williamstown ; and**

**Williamstown,  
— Troy &  
Greenfield Rail-  
road.**

**On the petition of the selectmen of Williamstown for special relief on account of its subscription to the stock of the Troy & Greenfield Railroad.**

*Orders of the Day.*

**Orders of the  
day.**

**Bills :**

**In relation to Warren Bridge ;**

**To amend section seven of chapter thirty-two of the Public Statutes in relation to the returns of births (amended as recommended by the committee on the Judiciary) ;**

**Giving an additional remedy to the creditors of a deceased person ;**

**Concerning the returns of personal property to assessors of taxes ;**

**Relative to the partition of lands in the supreme judicial court, superior court and probate courts ;**

**Empowering cities to regulate by ordinance the sale of certain articles by hawkers and pedlers ;**

**Relating to suits against unincorporated companies and associations ; and**

**Resolves :**

**In favor of the State Primary School at Monson ;**

**In favor of the Massachusetts Agricultural College ;**

**Granting county taxes ; and**

**Providing for the disposal of the sewage of the State Prison ;**

**Were severally read a second time and ordered to a third reading.**

The Bill to promote safety at railroad grade crossings was read a third time, and was passed to be engrossed, in concurrence.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to the use of the highways for electric lighting lines was accepted.

The Resolve providing for biennial elections and biennial sessions of the legislature was further considered, the question being on agreeing to the article of amendment. On motion of Mr. Belden of Williamstown, the House voted to close debate at quarter before five o'clock unless a vote should be sooner reached. After debate the resolve was amended by substituting therefor the "Resolve pro-

viding for biennial elections and biennial sessions of the General Court," as recommended by the committee on Bills in the Third Reading. On the question of agreeing to the article of amendment, the yeas and nays were called, and the vote was 133 yeas to 64 nays, as follows:

## YEAS.

Messrs. Aldrich, Samuel N.	Messrs. Davenport, James F.
Ambrose, David L.	Davis, Samuel M.
Atherton, Arlon S.	Dunham, Rufus A.
Ball, George H.	Dwinell, James F.
Bancroft, William A.	Eames, Warren
Barker, Forrest E.	Eastman, Edmund T.
Barker, George A.	Ernest, George A. O.
Batchelder, Geo. E.	Fisk, David
Beach, Theodore D.	Foster, Joshua T.
Belden, Charles D.	Freeman, Josiah
Bird, Warren A.	Fuller, Charles
Bixby, Nelson H.	Fuller, Warren D.
Boardman, Halsey J.	Gifford, John W.
Briggs, Bradford B.	Glines, Edward
Brigham, Andrew C.	Goodman, Allen W.
Browne, Andrew J.	Hall, Thomas J.
Bugbee, Benajah U.	Harrub, Fred. M.
Burr, Charles C.	Hartwell, Harris C.
Bush, Horace W.	Higginbottom, Allen
Butler, Daniel	Hill, Edwin N.
Butler, Edward P.	Holley, Tristram R.
Butterfield, Jesse B.	Howes, Lewis W.
Campbell, Benjamin F.	Howland, Charles H.
Candage, Rufus G. F.	Howland, Charles W.
Carr, Alonzo A.	Hubbard, Sabin
Chamberlain, Geo. D.	Hutchinson, Chas. C.
Chappelle, Julius C.	Jacobs, Joseph, Jr.
Cheever, John H.	Jefts, Luman T.
Chester, William F.	Kellogg, George
Clark, Aaron F.	Kingsley, Chester W.
Clark, Charles N.	Knox, Charles H.
Clark, Elijah C.	Learnard, George E.
Clark, Wilder P.	Leighton, John W.
Cluff, Daniel B.	Leonard, Edwin
Cobb, Francis D.	Leonard, Job M.
Cogswell, Adams H.	Linnell, Solomon, 2d
Coombs, John P.	Martin, Henry B.
Copeland, Wm. A.	Martin, Thomas
Craig, George E.	Means, Arthur F.
Cushing, Louis T.	Miller, John D.
Cushman, Solomon F.	Morrison, Alva S.

## JOURNAL OF THE HOUSE,

<b>Messrs.</b>	<b>Morse, Bushrod</b>	<b>Messrs.</b>	<b>Stebbins, John B.</b>
	Nason, Jesse L.		Steere, Marquis D. F.
	Newell, Charles S.		Stetson, George F.
	Nourse, Henry S.		Stetson, Sprague S.
	Olmsted, John		Stockbridge, Levi
	Parker, Walter O.		Sweetser, Albert H.
	Pedrick, Francis E.		Tilly, John
	Pilsbury, Edwin L.		Towne, Charles A.
	Potter, Burton W.		Varnum, Daniel H.
	Potter, Richman H.		Walker, Aaron G.
	Putney, Lyman K.		Warfield, Henry L.
	Randall, Charles L.		Warner, John F.
	Reed, Charles M.		Webster, Franklin I.
	Rice, Samuel I.		Weston, Thomas, Jr.
	Sargent, Wingate P.		Wheeler, Charles
	Saville, Leonard A.		White, Henry J.
	Searell, William A.		Whitehill, John
	Shaylor, Pliny M.		Whitin, Arthur F.
	Simpson, Thomas C.		Whitney, William H.
	Small, Edward E.		Wiggins, Thomas P.
	Smith, George E.		Wildes, Ansel F.
	Smith, Joel		Williams, Fred. H.
	Snow, Edmund F.		Willson, Edmund B.
	Sprague, Henry H.		Winchester, Fitch A.
	Staples, Samuel		Wolcott, Roger.
	Starbird, Charles D.		

## NAYS.

<b>Messrs.</b>	<b>Allen, Heman L.</b>	<b>Messrs.</b>	<b>Gove, Jesse M.</b>
	Baker, Charles H.		Hayes, John E.
	Baker, John I.		Holbrook, Caleb
	Barton, John S.		Hopkins, John
	Bowker, Horace L.		Howes, Erastus
	Butler, Thomas C.		Hunt, Samuel C.
	Cogswell, William		Joyner, Herbert C.
	Costello, Michael W.		Kelley, Joseph J.
	Courtney, John		Kilduff, William
	Cowdrey, George		Kniffin, George E.
	Cronin, Cornelius F.		Lamb, Abraham J.
	Dolan, Daniel F.		Mackintosh, Chas. A.
	Donahoe, Charles W.		Maguire, John G.
	Eaton, William N.		Manning, Patrick H.
	Entwistle, James R.		Martin, Charles B.
	Fennessey, Jer. G.		McCormick, Martin S.
	Fernald, Oliver G.		McDonald, Patrick F.
	Foley, Patrick E.		McGaragle, Patrick F.
	Foster, William W.		Melden, William R.
	Gaffney, Frank H.		Mellen, James H.
	Gilmartin, Dennis		Moriarty, Eugene M.
	Gimlich, Jacob		Morse, Leonard T.

<b>Messrs. Murphy, John R.</b>	<b>Messrs. Smith, Charles</b>
O'Brien, Francis	Stetson, Alonzo J.
O'Connell, David F.	Stow, T. Dwight
Parker, John L.	Streeter, Dwight W.
Pattee, Wm. G. A.	Sullivan, Dennis A.
Perry, Isaac F. B.	Tarone, James
Reade, John	Welch, Americus
Reynolds, Enos H.	Wells, Daniel W.
Richardson, David M.	Wilkinson, John W.
Sexton, Michael	Williams, John S.

Yea, 133; nays, 64.

On this question Messrs. Lawrence of Fitchburg, Clark of Boston, Huntoon of Lowell, Sayward of Boston, Freeman of Chatham and Whiting of Boston, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Lord of Templeton, Robinson of New Bedford, Mason of Swansea, Dolan of Boston, Lackey of Easton and Douglas of Brockton.

Two-thirds of the members of the House present and voting thereon having voted in the affirmative the article of amendment was agreed to, in concurrence, as amended, and sent up for concurrence in the amendment.

The resolve and article of amendment, are as follows:

**RESOLVE PROVIDING FOR BIENNIAL ELECTIONS AND FOR BIENNIAL SESSIONS OF THE GENERAL COURT.**

*Resolved*, By both Houses, That it is expedient to alter the Constitution of this Commonwealth by the adoption of the subjoined article of amendment; and that the said article, being agreed to by a majority of the Senators and two-thirds of the members of the House of Representatives present and voting thereon, be entered on the journals of both Houses, with the yeas and nays taken thereon, and referred to the General Court next to be chosen; and that the said article be published, to the end that if agreed to in the manner provided by the Constitution, by the General Court next to be chosen, it may be submitted to the people for their approval and ratification, in order that it may become a part of the Constitution of the Commonwealth.

**ARTICLE OF AMENDMENT.**

Senators and Representatives shall hold their respective offices for terms of two years, beginning with the first

Wednesday in the January succeeding their election and continuing until the day appointed for the assembling of the next succeeding General Court.

The Governor, Lieutenant-Governor, and Councillors shall hold their respective offices for two years next following the first Wednesday in the January succeeding their election, and until others are chosen and qualified in their stead.

The Secretary, Treasurer and Receiver-General, Auditor, and Attorney-General shall hold their respective offices for two years, beginning with the third Wednesday in the January succeeding their election, and until others are chosen and qualified in their stead.

A person shall be eligible as Treasurer and Receiver-General for three successive terms, and no more.

The first election to which this article shall apply shall be that held on the Tuesday next after the first Monday in November in the year eighteen hundred and eighty-four, and thereafter elections for the choice of all the officers before mentioned shall be held biennially on the Tuesday next after the first Monday in November.

The General Court first chosen under the provisions of this article shall assemble on the first Wednesday in January in the year eighteen hundred and eighty-five, and thereafter the General Court shall assemble biennially on the first Wednesday in January; and each General Court shall, without any proclamation or other act of the Governor, be dissolved on the day next preceding the day so appointed for the assembling of the next succeeding General Court, but nothing herein contained shall prevent the General Court from assembling at such other times as it shall adjudge necessary, or at any times when it shall be called together by the Governor.

All the provisions of the existing Constitution inconsistent with the provisions herein contained are hereby annulled.

At five o'clock the House adjourned.

THURSDAY, March 29, 1883.

Met according to adjournment at eleven o'clock A. M.

Prayer was offered by the Chaplain.

*Roll-Call.*

At fifteen minutes past eleven o'clock Mr. Cogswell of Salem moved a call of the House. The motion was carried, and, the roll being called, it appeared that 149 members were present, the following-named gentlemen having responded to the call:

Messrs. Aldrich, Samuel N.	Messrs. Cowdrey, George
Allen, Heman L.	Craig, George E.
Atherton, Arlon S.	Cronin, Cornelius F..
Babbitt, Francis S.	Cushing, Louis T.
Baker, John I.	Cushman, Solomon F.
Ball, George H.	Davenport, James F.
Bancroft, William A.	Davis, Samuel M.
Barker, George A.	Denham, James R.
Barton, John S.	Dolan, Daniel F.
Beach, Theodore D.	Dunham, Rufus A.
Belden, Charles D.	Dwinell, James F.
Bixby, Nelson H.	Eames, Warren
Bowker, Horace L.	Eastman, Edmund T.
Briggs, Bradford B.	Ernst, George A. O.
Brigham, Andrew C.	Fennessey, Jer. G.
Browne, Andrew J.	Foley, Patrick E.
Bugbee, Benajah U.	Foster, William W.
Burr, Charles C.	Freeman, Clarendon A.
Bush, Horace W.	Freeman, Josiah
Butler, Daniel	Fuller, Charles
Butterfield, Jesse B.	Fuller, Warren D.
Cable, Hobart M.	Gaffney, Frank H.
Candage, Rufus G. F.	Gimlich, Jacob
Carr, Alonzo A.	Glines, Edward
Chamberlain, Geo. D.	Goodman, Allen W.
Cheever, John H.	Gordon, William, Jr.
Chester, William F.	Gove, Jesse M.
Clark, Aaron F.	Hall, Thomas J.
Clark, Charles N.	Harrub, Fred. M.
Clark, George L.	Hartwell, Harris C.
Clark, Wilder P.	Hildreth, Edwin A.
Cogswell, Adams H.	Hill, Edwin N.
Cogswell, William	Holbrook, Caleb
Coombs, John P.	Holley, Tristram R.
Costello, Michael W.	Hopkins, John

## JOURNAL OF THE HOUSE,

Messrs.	Howes, Erastus	Messrs.	Richardson, David M.
	Howes, Lewis W.		Sargent, Wingate P.
	Huntoon, George L.		Sayward, William H.
	Jacobs, Joseph, Jr.		Searell, William A.
	Jefts, Luman T.		Sexton, Michael
	Joyner, Herbert C.		Shaw, Edward H.
	Kelley, Joseph J.		Shaylor, Pliny M.
	Kellogg, George		Simpson, Thomas C.
	Kilduff, William		Smith, George E.
	Kimball, William R.		Smith, Joel
	Kniffin, George E.		Sprague, Henry H.
	Lackey, George A.		Staples, Samuel
	Learnard, George E.		Starbird, Charles D.
	Leonard, Edwin		Steere, Marquis D. F.
	Leonard, Job M.		Stetson, Alonzo J.
	Lincoln, Charles S.		Stetson, Sprague S.
	Linnell, Solomon, 2d		Stockbridge, Levi
	Lord, Charles S.		Streeter, Dwight W.
	Mackintosh, Chas. A.		Sullivan, Dennis A.
	Manning, Patrick H.		Sweetser, Albert H
	Martin, Henry B.		Tarone, James
	Martin, Thomas		Tilly, John
	Mason, James H.		Towne, Charles A.
	Means, Arthur F.		Varnum, Daniel H.
	McCormick, Martin S.		Walker, Aaron G.
	Miller, John D.		Warfield, Henry L.
	Moriarty, Eugene M.		Warner, John F.
	Morrison, Alva S.		Webster, Franklin I.
	Nason, Jesse L.		Wells, Daniel W.
	Newell, Charles S.		Weston, Thomas, Jr.
	Parker, John L.		Wheeler, Charles
	Parker, Walter O.		White, Henry J.
	Pattee, William G. A.		Whitehill, John
	Peck, Herbert L.		Wiggins, Thomas P.
	Perry, Isaac F. B.		Wildes, Ansel F.
	Putney, Lyman K.		Wilkinson, John W.
	Randall, Charles L.		Williams, Fred. H.
	Reynolds, Enos H.		Winchester, Fitch A.
	Rice, Samuel I.		Wolcott, Roger.
	Richardson, Chas. W.		

*Orders.*

On motion of Mr. Weston of Newton,—

*Ordered*, That the committee on Claims be authorized to visit the Hoosac Tunnel at such times as they may deem expedient.

Sent up for concurrence.

Committee on  
Claims author-  
ized to visit the  
Hoosac Tunnel.

Limit of debate.

The order offered yesterday and laid over, relative to limiting debate, was rejected.

*Hour of Meeting.*

On motion of Mr. Bowker of Boston, —

*Voted*, That when the House adjourns to-day it be to meet to-morrow at 2 o'clock P. M. Hour of meeting.

*Papers from the Senate.***Reports :**

Of the committee on Election Laws, leave to withdraw, Secret ballot. on the petition of Charles R. Blaisdell for a law requiring the use of secret ballots at elections. [Messrs. Galvin of the Senate, and Belden, Baker, Fennessey and Foley of the House, dissenting] ; and

Of the same committee, inexpedient to legislate, on so much of the Governor's message as relates to a secret ballot. [Messrs. Belden, Baker, Fennessey and Foley, of the House, dissenting] ; Ibid.

Severally accepted by the Senate, were severally read and placed in the orders of the day for to-morrow.

**Bills :**

To authorize the town of Northborough to make an additional water loan ; and Northborough water loan.

To authorize the town of Nahant to supply its inhabitants with water for domestic purposes. Nahant water supply.

Severally reported on petitions, and severally passed to be engrossed by the Senate, were severally read and ordered to a second reading.

A Resolve in favor of Ellen Madigan, being a new draft of a House resolve with the same title, passed to be engrossed by the Senate, was read and referred, under the rule, to the committee on Finance. Ellen Madigan.

*Report of a Committee.*

By Mr. Clark of Winchendon, from the committee on Finance, on the message of His Excellency the Governor submitting the claim of Theo. E. Davis of Washington, D. C., for collecting moneys due the State from the United States, in part, a Resolve in favor of Theodore E. Davis. Read and ordered to a second reading. Theodore E. Davis.

*Orders of the Day.*

The Resolve in favor of the State almshouse at Tewksbury was read a third time, passed to be engrossed and sent up for concurrence. Orders of the day.

The report of the committee on Leave of Absence, inexpedient to legislate, on an order relative to gifts to members of the Legislature, was considered. Mr. Bowker of Boston moved to amend by substituting a "Bill relating to the action of members of the General Court on certain measures." After debate the amendment was rejected and the report was accepted.

The report of the committee on Election Laws, inexpedient to legislate, on an order relative to providing that elections shall be conducted in conformity with the requirements of the Constitution, was further considered, and was accepted and sent up for concurrence.

The report of the committee on Election Laws, inexpedient to legislate, on an order relative to the appointment of tellers by selectmen, town-clerks or moderators at town-meetings, was further considered. Mr. Baker of Beverly moved to amend by substituting a "Bill authorizing moderators, selectmen and town-clerks to appoint tellers in town meetings." The amendment prevailed, and the bill having been read was ordered to a second reading.

Bills :

To authorize persons travelling on the Lord's Day to recover damages for injuries caused by defects in highways ;

Giving to the widow of a deceased proprietor of a cemetery lot the right of interment in such lot ;

To provide for the better enforcement of the laws against the adulteration of milk, butter, cheese and other articles of food and drink ;

Amending section 179 of chapter 112 of the Public Statutes, relating to color blindness of railroad employés :

To authorize savings banks and institutions for savings to invest in the bonds and notes of the Old Colony Railroad Company ;

To provide for the support of the criminal insane by the Commonwealth ;

To confirm the deed of Daniel Scudder to the Barnstable Savings Bank ; and

Resolves :

In favor of the State Normal School at Westfield ;

In favor of the State Lunatic Hospital at Danvers ;

Providing for the expenses under an act in relation to the boundaries of cities and towns bordering upon the sea ; and

To provide for leasing the Deacon house estate for the use of the Normal Art School;

Were severally read a second time and ordered to a third reading.

The Resolve in favor of the State Primary School at Monson was read a third time, and was passed to be engrossed, in concurrence.

Reports :

Of the committee on Labor, inexpedient to legislate, on an order relative to construction of buildings for hotel purposes ; and

Of the committee on Prisons, inexpedient to legislate, on the annual report of the commissioners of prisons in relation to county prisons ;

Were severally accepted, in concurrence.

The Bill in relation to the foreclosure and redemption of mortgages was read a second time and considered. Mr. Bixby of Adams moved to amend by substituting a bill with a similar title, with a provision as follows :—

" After a breach of the condition of a mortgage of real estate the mortgagee may foreclose the same in the court of equity in the county where the real estate is situated, and the provisions of this act shall be exclusive of all other methods, any contract or agreement of the parties thereto to the contrary notwithstanding " ;

Mr. Hill of Haverhill raised the point of order that the bill moved as a substitute was broader than the scope of the bill proposed to be amended, and which simply provided that mortgagees of real estate should give notice to mortgagors when possession was taken by peaceable entry. The Speaker declared the point of order well taken and the amendment was laid aside. After further debate the bill was ordered to a third reading.

The Bill to limit the investments of savings banks and institutions for savings in the stock of banks and banking associations was read a second time, and pending the question on ordering to a third reading the House,

At five o'clock, adjourned.

**FRIDAY, March 30, 1883.**

Met according to adjournment at two o'clock P.M.

Prayer was offered by the Chaplain.

*Adjournment.*

**Adjournment,—  
hour of meeting.** On motion of Mr. Mackintosh of Dedham,—  
**Voted,** That when the house adjourns to-day it be to meet on Tuesday next at eleven o'clock A. M.

*Petition Presented.*

**Montague.** By Mr. Webster of Montague, petition of a committee of the town of Montague that the proceedings of the town meeting held March 5, 1883, may be confirmed and made legal. On motion of Mr. Webster the 12th joint rule was suspended and the petition was sent up for concurrence in the suspension of rule.

*Papers from the Senate.*

**Bills :**

**Wellesley water supply.** To supply the town of Wellesley with water;  
**Natick,—Wellesley.** To authorize the town of Natick to supply the town of Wellesley with water; and  
**Hingham.** To authorize the town of Hingham to take and fill the mill pond in said town;  
Severally reported on petitions, and passed to be engrossed by the Senate, were severally read and ordered to a second reading.

**Transportation of bodies for burial.**

The House Bill relating to the removal and the transportation of certain bodies for burial came down from the Senate, passed to be engrossed, in concurrence, with an amendment to the title, striking out the words "the removal and." On motion of Mr. Williams of Foxborough, the House non-concurred, under suspension of the rule, and the bill was returned to the Senate endorsed accordingly.

*Reports of Committees.*

**Great Barrington Water Company.** By Mr. Smith of Andover, from the committee on Water Supply and Drainage, leave to withdraw, on the petition (recommitted) of Edwin D. Humphrey and others for an act requiring the Great Barrington Water

Company to furnish water at reasonable rates, and for other purposes.

By Mr. Newell of Longmeadow, from the committee on Taxation, inexpedient to legislate, on an order relative to taxation of net values of life insurance policies, and several petitions relative to the subject. [Messrs. Browne of Boston and Morse of Sharon dissenting.]

Taxation of net values on life insurance policies.

By Mr. Welch of Blackstone, from the same committee, inexpedient to legislate, on so much of the Governor's address as relates to taxation other than the poll-tax.

Taxation.

Severally read and placed in the orders of the day for Tuesday.

By Mr. Sargent of Melrose, from the committee on Mercantile Affairs, on a petition, a Bill authorizing the Bay State Telephone Company to increase its capital stock. [Mr. Sexton of Lowell dissenting.]

Bay State Telephone Company.

By Mr. Stetson of Lakeville, from the committee on Agriculture, that the Bill (recommitted) concerning the sale of dressed poultry ought to pass in a new draft with the same title.

Dressed poultry.

By Mr. Howes of Cambridge, from the joint committee on the Judiciary, on an order and petitions, a Bill to amend "An Act concerning the transportation of logs and other timber upon the Connecticut River."

Transportation of logs on the Connecticut River.

By Mr. Howes of Cambridge, from the committee on the Judiciary, that the Senate Bill relating to the taking of depositions ought to pass in a new draft with the same title.

Depositions.

By Mr. Clark of Winchendon, from the committee on Finance, on the message of the Governor submitting the claim of Theodore E. Davis of Washington, D. C., for collecting moneys due the State from the United States, in part, a Resolve providing for the appointment of an agent to prosecute certain claims of the Commonwealth against the United States.

Theodore E. Davis.  
Claims of the Commonwealth against the United States.

Severally read and ordered to a second reading.

By Mr. Bixby of Adams, from the same committee, that the Senate Bill to relieve the city of Springfield and the towns of West Springfield and Agawam from certain forfeitures ought to pass. Placed in the orders of the day for Tuesday for a second reading.

Springfield, West Springfield and Agawam.

By Mr. Aldrich of Marlborough, from the committee on the Judiciary, that the House Bill relating to the limit of

Boston library.

time for the erection of a library building by the city of Boston ought to pass. Placed in the orders of the day for Tuesday, the question being on its engrossment.

**Vaccination.**

By Mr. Bowker of Boston, from the committee on Public Health, that the Bill (on leave) for the repeal of the compulsory vaccination laws, and to invest boards of health with necessary sanitary powers, ought not to pass. Read and placed in the orders of the day for Tuesday, the question being on the rejection of the bill.

**Florida.**

By Mr. Mackintosh of Dedham, from the committee on Education, on an order, a Bill granting land for a school to the town of Florida. Read and referred, under the rule, to the committee on Finance.

*Discharged from the Orders.*

**Electric signals  
at railroad  
crossings.**

On motion of Mr. Glines of Somerville, the report of the committee on Railroads, inexpedient to legislate, on an order relative to the use of electric signals for the protection of highways crossing railroads at grade, was discharged from the orders of the day, under a suspension of the rule, and was, on his further motion, laid on the table.

**Warren Bridge.**

On motion of Mr. Candage of Brookline, the Bill in relation to Warren Bridge was discharged from the orders of the day, under a suspension of the rule. It was read a third time, and, pending the question on its engrossment, it was, on motion of Mr. Candage, referred to the committee on the Judiciary.

**State Normal  
School at  
Westfield.**

On motion of Mr. Belden of Williamstown, the Resolve in favor of the State Normal School at Westfield was discharged from the orders of the day, under a suspension of the rule. It was read a third time, and, pending the question on its engrossment, it was, on further motion of Mr. Belden, recommitted to the committee on Finance.

*Taken from the Table.*

**Fishing, — town  
officers.**

On motion of Mr. Perry of Rochester, the report of the committee on the Judiciary, leave to withdraw, on the petition of Charles W. Humphrey and others for amendment of section 68, chapter 91 of the Public Statutes, relative to town officers regulating fishing for certain fish, was taken from the table, and was, pending a motion of

Mr. Perry to amend by substituting a bill, placed in the orders of the day and postponed for further consideration until next Tuesday.

*Bills Enacted and Resolves Passed.*

**Engrossed bills :**

To authorize the town of Stoneham to pay certain bounties (which originated in the House); and Bills enacted, —  
resolves passed.

To authorize the town of Milford to erect, furnish and maintain a memorial hall, and borrow money therefor;

To incorporate the Hillside Agricultural Society;

To incorporate the trustees of the Boston Ecclesiastical Seminary; and

To define the boundary line of tide-water between the Commonwealth of Massachusetts and the State of Rhode Island and Providence Plantations;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed and sent to the Senate.

**Engrossed resolves :**

Providing for printing the report of the trustees of the Massachusetts Agricultural College; and

Confirming the acts of James Keith as a justice of the peace;

(Which severally originated in the House);

Were severally passed, signed and sent to the Senate.

*Orders of the Day.*

The Bill to limit the investments of savings banks and institutions for savings in the stock of banks and banking associations was further considered, and was ordered to a third reading. Orders of the  
day.

The Bill to establish a registry of deeds in the Northern District of Worcester was further considered. An amendment moved by Mr. Potter of Worcester was rejected, and, after debate, the bill was ordered to a third reading.

The Bill to incorporate the Essex County Land and Building Company was read a second time, and, pending the question on ordering to a third reading, it was laid on the table, on motion of Mr. Cogswell of Salem.

The report of the committee on Education, no further

legislation necessary, on so much of the Governor's address as relates to education was, on motion of Mr. Joyner of Great Barrington, laid on the table.

The report of the committee on Military Affairs, inexpedient to legislate, on an order (recommitted) relative to the organization of the militia into a division, and the election of a major-general to be placed in command was considered. Mr. Dolan of Lawrence moved to amend by substituting a bill which, after debate, was rejected, and the report was accepted and sent up for concurrence.

The report of the committee on Public Health, leave to withdraw, on the petition of John F. Neill, Jr., and others for a law to regulate the practice of pharmacy and medicine was, on motion of Mr. Cogswell of Salem, postponed for consideration until next Tuesday.

The bills :

To incorporate the Boston Special Capital Company ;  
For the further protection of sheep, and in relation to the licensing of dogs ;

To authorize and empower the College of Physicians and Surgeons to confer the degree of doctor of medicine ; and the

Resolve providing for an amendment to the Constitution prohibiting the manufacture and sale of intoxicating liquors as a beverage ;

Were severally read a second time, and, pending the question, in each case, on ordering to a third reading, were severally postponed for further consideration until next Tuesday.

The report of the committee on Probate and Chancery, inexpedient to legislate, on an order relative to preventing the guardian or those having custody of children from interfering with their religious belief was, on motion of Mr. Cogswell of Salem, postponed for consideration until next Tuesday.

Bills :

For the establishment and maintenance of evening schools ;

Relating to the sale of cider and native wines ;

For the preservation of deer ;

To supply the town of Hudson with water ;

To supply the town of South Abington with water ;

Relating to the employment of minors and women ;  
Authorizing moderators, selectmen and town clerks to appoint tellers in town meetings ;  
To authorize the town of Northborough to make an additional water loan ; and

To authorize the town of Nahant to supply its inhabitants with water for domestic purposes ; and

Resolves :

In favor of Henry J. White : and

In favor of Rand, Avery and Company ;

Were severally read a second time and ordered to a third reading.

The Bill to confirm the deed of Daniel Scudder to the Barnstable Savings Bank ; and the

Resolve to provide for leasing the Deacon house estate in Boston for the use of the Normal Art School (its title having been changed by the committee on Bills in the Third Reading) ;

Were severally read a third time, passed to be engrossed and sent up for concurrence.

The Resolve providing for the expenses incurred under an act in relation to the boundaries of cities and towns bordering upon the sea, was read a third time, and was passed to be engrossed, in concurrence.

The Bill to extend the charter of the Ocean Terminal Railroad, Dock and Elevator Company, and to revive, confirm and extend the charter of the Ocean Terminal Railroad Company was read a second time, and, pending the question on ordering the bill to a third reading, the House,

At ten minutes before five o'clock, adjourned.

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TUESDAY, April 3, 1883.

Met according to adjournment at eleven o'clock, A. M.

Prayer was offered by the Chaplain.

*Roll-Call.*

On motion of Mr. Shaw of Rockport, the roll of the House was called, and the following named members, 120 in all, responded to their names :

## JOURNAL OF THE HOUSE,

## YEAS.

Messrs. Aldrich, Samuel N.	Messrs. Hayes, John E.
Allen, Heman L.	Higginbottom, Allen
Atherton, Arlon S.	Hill, Edwin N.
Baker, Charles H.	Howes, Erastus
Baker, John I.	Howes, Lewis W.
Bancroft, William A.	Hubbard, Sabin
Barker, George A.	Jacobs, Joseph, Jr.
Barton, John S.	Kelley, Joseph J.
Batchelder, Geo. E.	Kilduff, William
Beach, Theodore D.	Kimball, D. Frank
Belden, Charles D.	Kimball, William R.
Bixby, Nelson H.	Leighton, John W.
Bowker, Horace L.	Leonard, Job M.
Brigham, Andrew C.	Lincoln, Charles S.
Browne, Andrew J.	Linnell, Solomon, 2d
Burr, Charles C.	Littlefield, George W.
Bush, Horace W.	Mackintosh, Charles A.
Butler, Daniel	Martin, Henry B.
Butterfield, Jesse B.	Mason, James H.
Carr, Alonzo A.	McCormick, Martin S.
Cheever, John H.	McDonald, Patrick F.
Clark, Aaron F.	Melden, William R.
Clark, Elijah C.	Mellen, James H.
Cluff, Daniel B.	Moriarty, Eugene M.
Cogswell, Adams H.	Morse, Leonard T.
Cogswell, William	Newell, Charles S.
Coombs, John P.	Nourse, Henry S.
Copeland, William A.	Olmsted, John
Cowdrey, George	Parker, John L.
Craig, George E.	Parker, Walter O.
Cronin, Cornelius F.	Pattee, Wm. G. A.
Davenport, James F.	Peabody, W. Scott
Davis, Samuel M.	Peck, Herbert L.
Denham, James R.	Perry, Isaac F. B.
Dolan, Daniel F.	Potter, Burton W.
Dunham, Rufus A.	Potter, Richman H.
Dwinell, James F.	Randall, Charles L.
Eames, Warren	Rice, Samuel I.
Eaton, William N.	Richardson, Chas. W.
Ernst, George A. O.	Richardson, David M.
Fisk, David	Robinson, Orlando G.
Foley, Patrick E.	Sargent, Wingate P.
Freeman, Clarendon A.	Saville, Leonard A.
Gilmartin, Dennis	Searell, William A.
Gimlich, Jacob	Shaw, Edward H.
Gordon, William, Jr.	Simpson, Thomas C.
Harrub, Fred. M.	Smith, George E.
Hartwell, Harris C.	Smith, Joel

**Messrs.** Snow, Edmund F.  
 Sprague, Henry H.  
 Staples, Samuel  
 Starbird, Charles D.  
 Stebbins, John B.  
 Steere, Marquis D. F.  
 Stetson, Alonzo J.  
 Stetson, George F.  
 Stow, T. Dwight  
 Sullivan, Dennis A.  
 Sweetser, Albert H.  
 Tarone, James

**Messrs.** Towne, Charles A.  
 Walker, Aaron G.  
 Warfield, Henry L.  
 Wells, Daniel W.  
 Wheeler, Charles  
 White, Henry J.  
 Whitehill, John  
 Whitney, William H.  
 Wildes, Ansel F.  
 Williams, Fred. H.  
 Willson, Edmund B.  
 Wright, John H.

On motion of Mr. Shaw of Rockport,—

*Voted*, That the roll-call be published once in two Boston daily papers.

Subsequently, the vote was reconsidered on motion of Mr. Cogswell of Salem, and the recurring motion that the roll-call be published was rejected.

*Petitions Presented.*

By Mr. Briggs of Sandwich, petition of Nathaniel Bur-  
 gess and others in aid of petitions for a Cape Cod Ship  
 Canal. Referred to the committee on Harbors and Public  
 Lands. Cape Cod Canal.

By Mr. Cogswell of Salem, remonstrance of James  
 Fairfield and others of Salem against legislation author-  
 izing said city to take by purchase or otherwise Bowker's  
 Dock in said city. Referred to the committee on Water  
 Supply and Drainage.

Severally sent up for concurrence.

By Mr. Gordon of New Bedford, petition of the city  
 solicitor of New Bedford in behalf of said city for author-  
 ity to lay out a street over tide-waters of Acushnet River.  
 On motion of Mr. Gordon the 12th joint rule was sus-  
 pended, and the petition was referred to the committee  
 on Harbors and Public Lands and sent up for concur-  
 rence.

By Mr. Hartwell of Fitchburg, petition of the Walter  
 Heywood Chair Company for authority to hold and con-  
 vey certain real estate. On motion of Mr. Hartwell the  
 12th joint rule was suspended, and the petition was sent  
 up for concurrence in the suspension of the rule.

Salem, — Bowker's Dock.

New Bedford, — Acushnet River.

Walter Hey  
Wood Chair  
Company.

*Papers from the Senate.***Bills:**

North Attleborough Water Company.

East Weymouth Water Company.

Secretary of the Board of Agriculture.

Eastern Middlesex District Court.

Receivers of insolvent corporations.

First Baptist Society in Weston.

Election Day a legal holiday.

Recording conveyances of cemetery lots.

To incorporate the North Attleborough Water Company; and To incorporate the East Weymouth Water Company; Severally reported on petitions, and passed to be engrossed by the Senate, were severally read and ordered to a second reading.

The Bill to establish the salary of the secretary of the Board of Agriculture, reported on a petition and passed to be engrossed by the Senate, was read and referred, under the rule, to the committee on Finance.

The Bill to abolish the terms of the First District Court of Eastern Middlesex, held at Wakefield, passed to be engrossed by the Senate, was read and referred to the committee on the Judiciary.

The House Bill providing for the disposition of unclaimed moneys in the hands of receivers of certain insolvent corporations, came down from the Senate, passed to be engrossed, in concurrence, with an amendment, in which the House concurred, under a suspension of the rule.

*Reports of Committees.*

By Mr. Means of Boston, from the committee on the Judiciary, reference to the next General Court, on the petition of Edwin Hobbs and others for an act of incorporation of the First Baptist Society in Weston. Read and placed in the orders of the day for to-morrow.

By Mr. Belden of Williamstown, from the committee on Election Laws, on a Senate order relative to providing by law that employés may have at least two hours for the purpose of voting on days of general elections, and a Senate Bill to prohibit the sale of intoxicating liquors on election days, a Bill relating to the general election day. Read and ordered to a second reading.

By Mr. Potter of Worcester, from the committee on the Judiciary, that the Senate Bill to amend section 6 of chapter 82 of the Public Statutes, relative to recording conveyances of lots in cemeteries and for other purposes, ought to pass with an amendment. Placed in the orders of the day for to-morrow for a second reading.

*Bills Enacted and Resolves Passed.***Engrossed bills :**

To enlarge the jurisdiction of notaries public ; and  
To provide for the punishment of persons present at  
games or sports in common gaming-houses ;

Bills enacted, —  
resolves passed.

(Which severally originated in the House) ;

Authorizing the Secretary of the Commonwealth to  
grant licenses for hawking and peddling to persons over  
seventy years of age ;

Relating to the investment of the funds of the proprie-  
tors of Forest Hills Cemetery ; and

To promote safety at railroad grade crossings ;

(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed and sent  
to the Senate.

**Engrossed resolves :**

For covering into the treasury the amounts standing to  
the credit of the accounts of dividends of insolvent in-  
surance companies and dividends of insolvent savings  
banks (which originated in the House) ;

In favor of the State Primary School at Monson ; and

In favor of the State Normal School at Bridgewater ;

(Which severally originated in the Senate) ;

Were severally passed, signed and sent to the Senate.

*Orders of the Day.*

The Bill to extend the charter of the Ocean Terminal Railroad, Dock and Elevator Company, and to revive, confirm and extend the charter of the Ocean Terminal Railroad Company was further considered, and on motion of Mr. Chappelle of Boston was postponed for further consideration until to-morrow, pending the question on ordering to a third reading.

Orders of the  
day.

The report of the committee on Public Health, leave to withdraw, on the petition of John F. Neill, Jr., and others, for a law to regulate the practice of phar-  
macy and medicine was considered. Mr. Randall of Boston moved to substitute a "Bill to prevent incom-  
petent persons from conducting the business of apoth-  
ecaries," as recommended by a minority of the com-  
mittee. After debate the amendment was rejected by

## JOURNAL OF THE HOUSE,

a vote of 60 to 77. The report was then accepted and sent up for concurrence.

Subsequently, the orders of the day having been laid on the table, Mr. Cogswell of Salem moved to reconsider the vote whereby the report was accepted, and the motion to reconsider was placed first in the orders of the day for to-morrow.

The Bill to incorporate the Boston Special Capital Company was further considered, and was ordered to a third reading.

The Bill for the further protection of sheep, and in relation to the licensing of dogs was further considered, and after debate was rejected, and notice thereof was sent to the Senate.

The Resolve providing for an amendment to the Constitution prohibiting the manufacture and sale of intoxicating liquors as a beverage was further considered, the question being on ordering to a third reading. On the main question the yeas and nays were ordered, at the request of Mr. Chamberlain of Cambridge, and, the roll being called, the resolve was rejected, by a vote of 85 yeas to 114 nays, as follows:

## YEAS.

Messrs. Adams, Frank W.	Messrs. Cogswell, Adams H.
Ambrose, David L.	Coombs, John P.
Atherton, Arlon S.	Cushman, Solomon F.
Baker, John I.	Dwinell, James F.
Bancroft, William A.	Eames, Warren
Barker, Forrest E.	Eastman, Edmund T.
Barker, George A.	Fisk, David
Bates, Emory L.	Freeman, Clarendon A.
Belden, Charles D.	Fuller, Warren D.
Briggs, Bradford B.	Hartwell, Harris C.
Bugbee, Benajah U.	Higginbottom, Allen
Burr, Charles C.	Hildreth, Edwin A.
Bush, Horace W.	Holley, Tristram R.
Butler, Daniel	Howes, Lewis W.
Candage, Rufus G. F.	Howland, Charles H.
Carr, Alonzo A.	Hubbard, Sabin
Chamberlain, Geo. D.	Jacobs, Joseph, Jr.
Chester, William F.	Jefts, Luman T.
Clark, Wilder P.	Kimball, William R.
Cluff, Daniel B.	Kingsley, Chester W.
Cobb, Francis D.	Lackey, George A.

**Messrs.** Learnard, George E.  
 Leonard, Job M.  
 Linnell, Solomon, 2d  
 Lord, Charles S.  
 Mason, James H.  
 Miller, Charles H.  
 Nason, Jesse L.  
 Nourse, Henry S.  
 Olmsted, John  
 Parker, John L.  
 Parker, Walter O.  
 Perry, Isaac F. B.  
 Potter, Burton W.  
 Potter, Richman H.  
 Putney, Lyman K.  
 Rice, Samuel I.  
 Robinson, Orlando G.  
 Sargent, Wingate P.  
 Saville, Leonard A.  
 Shaw, Edward H.  
 Small, Edward E.  
 Smith, George E.

**Messrs.** Smith, Joel  
 Snow, Edmund F.  
 Steere, Marquis D. F.  
 Stetson, Alonzo J.  
 Stetson, George F.  
 Stockbridge, Levi  
 Stow, T. Dwight  
 Sweetser, Albert H.  
 Tilly, John  
 Towne, Charles A.  
 Tyler, Albert  
 Walker, Aaron G.  
 Warfield, Henry L.  
 Weston, Thomas, Jr.  
 White, Henry J.  
 Whitehill, John  
 Whitin, Arthur F.  
 Wiggins, Thomas P.  
 Wilkinson, John W.  
 Williams, Fred. H.  
 Winchester, Fitch A.

**NAYS.**

**Messrs.** Aiken, John A.  
 Allen, Heman L.  
 Babbitt, Francis S.  
 Baker, Charles H.  
 Barnard, Chas. T.  
 Barton, John S.  
 Batchelder, Geo. E.  
 Bates, Butler  
 Beach, Theodore D.  
 Bixby, Nelson H.  
 Brigham, Andrew C.  
 Browne, Andrew J.  
 Butterfield, Jesse B.  
 Campbell, Benjamin F.  
 Cheever, John H.  
 Chappelle, Julius C.  
 Clark, Aaron F.  
 Clark, Charles N.  
 Clark, Elijah C.  
 Cogswell, William  
 Conlin, Christopher P.  
 Costello, Michael W.  
 Courtney, John  
 Cowdrey, George  
 Craig, George E.

**Messrs.** Cronin, Cornelius F.  
 Cushing, Louis T.  
 Davis, Samuel M.  
 Denham, James R.  
 Dolan, Daniel F.  
 Donahoe, Charles W.  
 Douglas, William L.  
 Eaton, William N.  
 Entwistle, James R.  
 Ernest, Geo. A. O.  
 Fernald, Oliver G.  
 Fisher, Henry G. B.  
 Foley, Patrick E.  
 Freeman, Josiah  
 Fuller, Charles  
 Gaffney, Frank H.  
 Gilmartin, Dennis  
 Gimlich, Jacob  
 Glines, Edward  
 Gordon, William, Jr.  
 Gove, Jesse M.  
 Hall, Thomas J.  
 Harrub, Fred. M.  
 Hayes, John E.  
 Hill, Edwin N.

## JOURNAL OF THE HOUSE,

Messrs. Holbrook, Caleb	Messrs. Pedrick, Francis E.
Hopkins, John	Pilsbury, Edwin L.
Howes, Erastus	Randall, Charles L.
Hunt, Samuel C.	Reade, John
Huntoon, George L.	Reynolds, Enos H.
Hutchinson, Chas. C.	Richardson, Chas. W.
Jackson, John	Richardson, David M.
Kelley, Joseph J.	Sayward, William H.
Kellogg, George	Searell, William A.
Kilduff, William	Sexton, Michael
Kimball, D. Frank	Simpson, Thomas C.
Knox, Charles H.	Smith, Charles
Lamb, Abraham J.	Sprague, Henry H.
Lincoln, Charles S.	Staples, Samuel
Littlefield, George W.	Starbird, Charles D.
Mackintosh, Charles A.	Stebbins, John B.
Maguire, John G.	Streeter, Dwight W.
Martin, Charles B.	Sullivan, Dennis A.
Martin, Henry B.	Switzer, James W.
McCormick, Martin S.	Tarone, James
McDonald, Patrick F.	Warner, John F.
Melden, William R.	Webster, Franklin I.
Mellen, James H.	Welch, Americus
Moriarty, Eugene M.	Wells, Daniel W.
Morrison, Alva S.	Wheeler, Charles
Murphy, John R.	Whitmarsh, Wm. W.
Newell, Charles S.	Whitney, William H.
O'Brien, Francis	Wildes, Ansel F.
O'Connell, David F.	Williams, John S.
Pattee, Wm. G. A.	Willson, Edmund B.
Peabody, W. Scott	Wolcott, Roger
Peck, Herbert L.	Wright, John H.

Yeas, 85 ; nays, 114.

On this question, Messrs. Foster of Medford, Davenport of Fall River and Copeland of Mansfield, who it was announced would have voted in the affirmative, were paired respectively with Messrs. Bird of Natick, Butler of Boston and Fennessey of Boston.

Notice of the rejection of the resolve was sent to the Senate.

The Bill to authorize and empower the College of Physicians and Surgeons to confer the degree of doctor of medicine was further considered and was ordered to a third reading.

The report of the committee on Probate and Chancery, inexpedient to legislate, on an order relative to preventing

the guardian or those having custody of children from interfering with their religious belief was, on motion of Mr. Murphy of Boston, laid on the table.

Bills :

To provide for the abandonment of land taken under eminent domain (amended, on motion of Mr. Richardson of Salem) ;

To establish voting precincts in the city of Cambridge ;

Relative to the equity jurisdiction of the superior court ;

Relative to the employment of convict labor ;

Relating to the employment of children in manufacturing and other establishments ;

To relieve the city of Springfield and the towns of West Springfield and Agawam from certain forfeitures ;

To amend "An Act concerning the transportation of logs and other timber upon the Connecticut River" ;

Concerning the sale of dressed poultry ; and

To authorize the town of Hingham to take and fill the mill pond in said town ; and

Resolves :

In favor of the Gettysburg Battlefield Memorial Association ;

In favor of the Disabled Soldiers' Employment Bureau ; and

In favor of Theodore E. Davis ;

Were severally read a second time and ordered to a third reading.

Bills :

To supply the town of Cottage City with water ;

Amending section 179 of chapter 112 of the Public Statutes, relating to color blindness of railroad employés ; and

To authorize the town of Northborough to make an additional water loan ; and

Resolves :

In favor of the State Lunatic Hospital at Danvers ; and

In favor of Rand, Avery and Company ;

Were severally read a third time, and were passed to be engrossed, in concurrence.

The Bill relating to the limit of time for the erection of a library building by the city of Boston was further considered, and was passed to be engrossed and sent up for concurrence.

## JOURNAL OF THE HOUSE,

The report of the committee on Taxation, inexpedient to legislate, on so much of the Governor's address as relates to taxation other than the poll-tax, was accepted and sent up for concurrence.

**Bills :**

Relative to notices from local boards of health in cases of small-pox ;

Empowering cities to regulate by ordinance the sale of certain articles by hawkers and peddlers ; and

Authorizing moderators, selectmen and town clerks to appoint tellers in town meetings ; and the

Resolve in favor of Henry J. White ;

Were severally read a third time, and were passed to be engrossed and sent up for concurrence.

At ten minutes before five o'clock adjourned.

WEDNESDAY, April 4, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

**Winthrop.**

By Mr. Hutchinson of Chelsea, petition of Samuel Ingalls and others of Winthrop in aid of the petition of the selectmen of said town for authority to build a bridge and roadway in said town. Referred to the committee on Harbors and Public Lands and sent up for concurrence.

**Trustees of the  
Ministerial  
Fund of the  
Newbury part of  
Byfield Parish.**

By Mr. Coombs of Newburyport, petition of the trustees of the Ministerial Fund of the Newbury part of Byfield Parish for authority to sell the parsonage lot held in trust for said parish. On motion of Mr. Coombs the 12th joint rule was suspended, and the petition was sent up for concurrence in the suspension of the rule.

*Order.*

**Committee on  
Harbors and  
Public Lands  
authorized to  
visit.**

On motion of Mr. Candage of Brookline, —

*Ordered*, That the committee on Harbors and Public Lands be authorized to visit the proposed location of the

Cape Cod Ship Canal in the town of Sandwich at such time as they may deem expedient.

Sent up for concurrence.

*Motion to Reconsider.*

Mr. Rice of Northborough moved a reconsideration of the vote whereby the House, yesterday, passed to be engrossed the Bill authorizing moderators, selectmen and town clerks to appoint tellers in town meetings. The motion was lost.

Tellers in town meetings.

*Papers from the Senate.*

A report of the committee on Election Laws, leave to withdraw, on the petition of the mayor of Boston for the repeal of the acts of the year 1879 in regard to the assessment and apportionment of poll-taxes and other taxes, accepted by the Senate, was read and placed in the orders of the day for Friday.

A Bill to authorize the city of Lowell to abate a nuisance for the discontinuance of Richardson's Brook, reported on petitions and passed to be engrossed by the Senate, was read and ordered to a second reading.

Lowell.—Richardson's Brook.

The petition of a committee of the town of Montague that the proceedings of the town meeting held March 5, 1883, may be confirmed and made legal, came down concurred in the suspension of the 12th joint rule. The petition was referred to the committee on the Judiciary.

Montague.

*Discharged from the Orders.*

On motion of Mr. Hill of Haverhill the Bill relating to telephone companies and to regulate the use and rental of telephones was discharged from the orders of the day under a suspension of the rule. It was read a second time, and, pending the question on ordering to a third reading, it was, on further motion of Mr. Hill, referred to the committee on the Judiciary.

Telephone companies and telephones.

Subsequently, Mr. Hill of Haverhill moved to reconsider the vote whereby the bill was referred to the committee on the Judiciary, and the motion to reconsider was placed in the orders of the day for Friday.

*Reports of Committees.*

**Fire-hose coupling.**

By Mr. Leonard of Somerset, from the committee on Manufactures, on petitions, a Bill to establish a standard uniform fire-hose coupling.

**Evangelical Religious Society of Wayland.**

By Mr. Sprague of Boston, from the committee on the Judiciary, that the Senate Bill to confirm the doings of the Evangelical Religious Society of Wayland ought to pass in a new draft with the title "Bill relative to the confirmation of proceedings of the Evangelical Religious Society in Wayland."

**Powow Hill Water Company.**

Severally read and ordered to a second reading.

By Mr. Kingsley of Cambridge, from the committee on Water Supply and Drainage, that the Senate Bill (recommitted) to incorporate the Powow Hill Water Company, ought to pass with an amendment. Placed in the orders of the day for Friday, the question being on ordering the bill to a third reading.

**Orders of the day.**

The motion to reconsider the vote whereby the House yesterday accepted the report of the committee on Public Health, leave to withdraw, on the petition of John F. Neill, Jr., and others for a law to regulate the practice of pharmacy and medicine, was, on motion of Mr. Cogswell of Salem, laid on the table.

The Bill to extend the charter of the Ocean Terminal Railroad, Dock and Elevator Company, and to revive, confirm and extend the charter of the Ocean Terminal Railroad Company, was further considered, and was ordered to a third reading.

The report of the committee on Prisons, reference to the next General Court, on the petition of William Taylor and others for the establishment of a reformatory for male prisoners, was, on motion of Mr. Mellen of Worcester, laid on the table..

The Bill to change the name of the Quannapowitt Water Company, and to authorize it to issue bonds and to secure the same by mortgage, was read a third time, and was, pending the question on its engrossment, postponed for further consideration until Friday, on motion of Mr. Aldrich of Marlborough.

The Bill giving probate courts jurisdiction of causes of divorce, nullity of marriage, alimony, separate support of wife, and the custody and maintenance of minor children, was read a third time, and was, pending the question on its engrossment, postponed for further consideration until Friday, on motion of Mr. Belden of Williamstown.

The Bill providing for limiting the number of experts to be used as witnesses in trials, and for the appointment of experts by the court in certain cases, was read a second time and, after debate, was rejected.

The report of the committee on Railroads, inexpedient to legislate, on an order relative to compelling railroad corporations to maintain flagmen at grade crossings was accepted and sent up for concurrence.

The report of the committee on the Judiciary, inexpedient to legislate, on an order relative to providing a penalty for persons guilty of tearing down, mutilating or destroying voting lists or town meeting warrants, was further considered. The pending amendment, moved by Mr. Newell of Longmeadow, to substitute a "Bill to punish persons who wilfully tear down or deface town meeting warrants and other papers posted in compliance with law," was amended on motion of Mr. Mackintosh of Dedham and, as amended, was substituted for the report of the committee, and having been read once was ordered to a second reading.

The report of the committee on Manufactures, reference to the next General Court, on an order (recommitted) relative to establishing a board of examiners to pass upon the qualifications of steam engineers in manufacturing establishments, was further considered. An amendment, moved by Mr. Tarone of Boston, to substitute a "Resolve providing for an investigation of the subject of boiler explosions," was rejected, and the report was accepted and sent up for concurrence.

The order relative to printing for the use of the Legislature two thousand copies of the veto message of His Excellency the Governor, delivered to the House March 14th, was rejected, as recommended by the committee on Printing, by a vote of 117 to 61, and notice thereof was sent to the Senate.

The report of the committee on Probate and Chancery,

## JOURNAL OF THE HOUSE,

leave to withdraw, on the petition (recommitted) of Lucy Stone and others for legislation giving further protection to married women, was considered. Mr. Hopkins of Millbury moved to amend by substituting a "Bill authorizing husband and wife to contract with each other, and providing for adjudication of controversies between them." After debate, the amendment was rejected and the report was accepted.

The Bill to permit the construction of elevated railways with the consent of the cities and towns in which their tracks may be located was read a third time, and, pending the question on its engrossment, it was, on motion of Mr. Kingsley of Cambridge, postponed for further consideration until next Tuesday, to be placed first in the orders of the day for that day.

The report of the committee on Prisons, no legislation necessary, on so much of the Governor's message as relates to the old State Prison at Charlestown, and the State Prison at Concord, was, on motion of Mr. Baker of Beverly, laid on the table.

The report of the committee on the Judiciary, reference to the next General Court, on the petition of Edwin Hobbs and others for an act of incorporation of the First Baptist Society in Weston, was accepted.

Bills :

To incorporate the Sharon Water Company (amended on motion of Mr. Sayward of Boston) ;

In relation to boarding-houses and boarding-house keepers (amended on motion of Mr. Bixby of Adams) ; and

Relating to the taking of depositions ;

Were severally read a second time and ordered to a third reading.

The Bill relative to the trial of actions in district courts by special justices (amended on motions of Mr. Williams of Foxborough, and its title having been changed by the committee on Bills in the Third Reading) ; and

Resolves :

Granting county taxes ; and

In favor of Theodore E. Davis ;

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

**Bills :**

In regard to appeals from orders passed by boards of health (amended on motion of Mr. Williams of Foxborough); and

Authorizing the town of Waltham to lay out and construct a town way through a cemetery (amended on motions of Mr. Williams of Foxborough);

Were severally read a third time and were passed to be engrossed, in concurrence, and severally sent up for concurrence in the amendments adopted by the House.

At a quarter before five o'clock adjourned until Friday at eleven o'clock, A.M., Thursday being Fast Day.

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FRIDAY, April 6, 1883.

Met according to adjournment.

Prayer was offered by the Rev. Mr. Dowse, Chaplain of the Senate.

*Motion to Reconsider.*

Mr. Aldrich of Marlborough moved a reconsideration of the vote whereby the House on Wednesday rejected the Bill providing for limiting the number of experts to be used as witnesses in trials, and for the appointment of experts by the court in certain cases. The motion was rejected.

Experts as witnesses in trials.

*Taken from the Table.*

On motion of Mr. Means of Boston, the report of the committee on Insurance, inexpedient to legislate, on an order relative to repealing or amending section 166 of chapter 119 of the Public Statutes, concerning foreign life insurance companies, was taken from the table. The same gentleman moved to substitute for the report a "Bill to compel foreign life insurance companies to issue in this Commonwealth policies forfeitable for non-payment of premium, in the same manner that policies of home companies are now forfeitable." The motion prevailed and the bill having been read was ordered to a second reading.

Foreign life insurance companies.

*Bills Enacted and Resolves Passed.*

*Bills enacted, —  
resolves passed.*

**Engrossed bills :**

To extend the time for the transfer of land on the Back Bay in Boston, for the use of the State Normal Art School ;

To change the basis upon which the Insurance Commissioner shall compute the amount necessary to reinsurance outstanding risks of marine insurance companies ;

Relating to the transportation of certain bodies for burial ;

Defining the meaning of the term " net indebtedness " in certain cases ; and

To exempt certain property of the Arms Library in Shelburne from taxation ;

(Which severally originated in the House) ; and

To authorize the town of Northborough to make an additional water loan ; and

To authorize the Worcester & Nashua Railroad Company to unite with the Nashua & Rochester Railroad ;

(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed and sent to the Senate.

**Engrossed resolves :**

In favor of Rand, Avery and Company ; and

Providing for the expenses incurred under an act in relation to the boundaries of cities and towns bordering upon the sea ;

(Which severally originated in the Senate) ;

Were severally passed, signed and sent to the Senate.

*Discharged from the Orders.*

*St. Mary's  
Infant Asylum.*

*Point of order.*

On motion of Mr. Mellen of Worcester the report of the committee on Public Charitable Institutions, leave to withdraw, on the petition of Sister Mary for legislation to enable St. Mary's Infant Asylum to operate under the provisions of section 44 of chapter 86 of the Public Statutes, was discharged from the orders of the day, under a suspension of the rule. Mr. Mellen raised a point of order that the petition on which the report was based was never referred to the committee, and that under other authority the committee has reported a bill covering the same subject matter, and that the report is not properly

before the House. The Speaker ruled that the point was well taken, and the report was accordingly laid aside and notice thereof was sent to the Senate.

*Orders of the Day.*

The motion to reconsider the vote whereby the Bill relating to telephone companies, and to regulate the use and rental of telephones was referred to the committee on the Judiciary, was rejected.

The Bill to change the name of the Quannapowitt Water Company, and to authorize it to issue bonds and to secure the same by mortgage, was further considered, and was passed to be engrossed in concurrence. The title was amended on motion of Mr. Williams of Foxborough so as to read "Bill to change the name of the Quannapowitt Water Company, and to authorize said corporation to issue bonds and to secure the same by mortgage," and the bill was sent up for concurrence in the amendment to the title.

*Orders of the day.*

Reports :

Of the committee on Taxation, leave to withdraw, on the petition of Almon S. Ludden and others for amendment of the existing law, relative to exemption from taxation of mortgages held by literary institutions ; and

Of the committee on Election Laws, leave to withdraw, on the petition of the mayor of Boston for the repeal of the acts of the year 1879 in regard to the assessment and apportionment of poll-taxes and other taxes ;

Were severally accepted, in concurrence.

The Bill to incorporate the Palmer Water Company was read a second time and considered. The following amendment moved by Mr. Kingsley of Cambridge was adopted : In section 2 strike out the words, "Any springs, streams, brooks or ponds, and of any other water sources within the limits of said town," and insert in place thereof the words, "Graves' pond, so called, in the town of Palmer, and the waters which flow into and from the same." Mr. Hopkins of Millbury raised a point of order, that the bill as amended was in contravention of the 11th joint rule, also section 2, chapter 5 of the Public Statutes, pending which, on motion of Mr. Kingsley, further consideration of the matter was postponed until Monday.

*Point of order.*

The Bill giving probate courts jurisdiction of causes of

divorce, nullity of marriage, alimony, separate support of wife, and the custody and maintenance of minor children, was further considered, the question being on its engrossment. On motion of Mr. Bixby of Adams the bill was amended, and was passed to be engrossed, as amended, by a vote of 82 to 59, and sent up for concurrence.

The Resolve concerning the boundary line between the Commonwealth of Massachusetts and the State of New Hampshire was further considered, amended on motion of Mr. Baker of Beverly, passed to be engrossed, as amended, and sent up for concurrence.

The Bill to incorporate the Farmers' and Mechanics' Savings Bank of South Framingham was read a third time, and was, on motion of Mr. Cronin of Boston, postponed for further consideration until next Wednesday.

The Resolve relative to the claim of Massachusetts against the United States for moneys expended for coast defence during the war was read a third time, and pending the question on substituting a new resolve with the title, "Resolve relative to the claim of the Commonwealth against the United States for moneys expended for coast defence," as recommended by the committee on Bills in the Third Reading, it was, on motion of Mr. Williams of Foxborough, laid on the table.

The Bill in relation to warrants for arrest in bastardy cases was further considered, the question being on ordering to a third reading. The amendment recommended by the committee on the Judiciary was adopted, and after debate the bill was rejected.

The Bill granting a bounty for the production of sugar beets or sorghum cane for the purpose of manufacturing sugar was considered and was postponed for further consideration until Monday, pending the question on its rejection as recommended by the committee on Finance.

The Bill authorizing the treasurer to employ an additional clerk was further considered, the question being on ordering to a third reading. Pending this question, and pending consideration of amendments moved by Mr. Baker of Beverly, the bill was postponed for further consideration until Monday.

**Bills :**

To authorize savings banks and institutions for savings to invest in bonds and notes of the Old Colony R.R. Co.

To relieve the city of Springfield and the towns of West Springfield and Agawam from certain forfeitures;

To abate a nuisance in the city of Boston, and for the preservation of the public health in said city; and the

Resolve in favor of the Soldiers' Home in Massachusetts (amendments moved by Mr. Williams of Foxborough having been adopted, including an amendment to the title so that it read, "Resolve in favor of the trustees of the Soldiers' Home in Massachusetts");

Were severally read a third time, and passed to be engrossed, in concurrence, the resolve last named being sent up for concurrence in the amendments.

**Bills :** In relation to erecting, laying, maintaining and regulating lines for the transmission of electricity; To amend section 6 of chapter 82 of the Public Statutes, relative to recording conveyances of lots in cemeteries and for other purposes (amended as recommended by the committee on the Judiciary); To authorize the city of Lowell to abate a nuisance by the discontinuance of Richardson Brook; Relative to the confirmation of proceedings of the Evangelical Religious Society in Wayland; To punish persons who wilfully tear down or deface town-meeting warrants and other papers posted in compliance with law; and the Resolve

Providing for the appointment of women, who are attorneys-at-law, as justices of the peace and notaries public;

Were read a second time and ordered to a third reading.

**Bills :**

Giving an additional remedy to the creditors of a deceased person;

Relative to partition of lands in the supreme judicial court, superior court and probate courts (its title having been changed by the committee on Bills in Third Reading so as to read "Bill relative to the partition of lands");

Giving to the widow of a deceased proprietor of a cemetery lot the right of interment in such lot; and the

Resolve in favor of the Mass. Agricultural College (amended on motions of Mr. Williams of Foxborough);

Were severally read a third time, and were passed to be engrossed and sent up for concurrence.

At ten minutes before five o'clock adjourned.

MONDAY, April 9, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

*Payments of wages.*

By Mr. Starbird of Lowell, remonstrances of James Hapgood and of O. D. Rideout and others; by Mr. Bates of Webster, remonstrance of A. P. Sisson and others; and by Mr. Huntoon of Lowell, remonstrance of E. W. Lovejoy and of J. H. Mason and others,—severally against the enactment of any law to control the time or manner of payment of wages. Severally placed on file.

*Charlton.*

By Mr. Tyler of Oxford, petition of the selectmen of Charlton for authority to pay \$125, with interest, in pursuance of a vote of said town. On motion of Mr. Tyler, the 12th joint rule was suspended, and the petition was sent up for concurrence in suspension of the rule.

*Reconsideration.*

*Transportation of bodies for burial.*

On motion of Mr. Parker of Lynn, the vote by which the House on Friday last passed to be enacted the Bill relating to the transportation of certain bodies for burial was reconsidered. Pending the recurring question on enactment, on further motion of the same gentleman the bill was recommitted to the committee on Engrossed Bills.

*Religious rights of minors.*

On motions of Mr. Murphy of Boston the report of the committee on Probate and Chancery, inexpedient to legislate, an order relative to preventing those having custody of children from interfering with their religious belief, was taken from the table, and was postponed for further consideration until next Wednesday, to be placed second in the orders of the day for that day.

*Bills Enacted and Resolve Passed.*

Engrossed bills: To authorize the commissioners on inland fisheries to issue permits for fishing in the Merrimack River; Relating to the removal and the transportation of certain bodies for burial (which severally originated in the House); Amending section 179 of chapter 112 of the Public Statutes relating to color blindness of railroad employees (which originated in the Senate);

Were severally passed to be enacted, signed and sent to the Senate.

An engrossed Resolve in favor of the State Lunatic Hospital at Danvers (which originated in the Senate) was passed, signed, and sent to the Senate.

*Papers from the Senate.*

*Reports:*

Of committee on Election Laws, reference to next Voting General Court, on an order relative to the duty of voting;

Of committee on Taxation, inexpedient to legislate, on so much of the Governor's address as relates to insurance;

Of the same committee, leave to withdraw, on the petition of the Washington Fire and Marine Insurance Company and others for modification of laws of taxation relative to insurance companies in this State; and

Of the committee on Water Supply and Drainage, leave to withdraw, on the petition of the city of Fitchburg for the establishment of a sewer district;

Severally accepted by the Senate, were severally read and placed in the orders of the day for to-morrow.

The petition of The Walter Heywood Chair Company came down concurred in suspension of the 12th joint rule and on motion of Mr. Hartwell of Fitchburg, it was referred to the committee on Probate and Chancery.

A resolution relating to expunging from the Records of the Forty-Second Congress the resolutions censuring the Hon. Oakes Ames, was referred, in concurrence, to the committee on Federal Relations.

*Reports of Committees.*

By Mr. Belden of Williamstown, from the committee on Finance, that the Senate resolve in favor of Ellen Madigan ought to pass.

By Mr. Lincoln of Somerville, from the same committee, that the Bill granting land for a school to the town of Florida ought to pass.

Severally placed in the orders of the day for to-morrow for a second reading.

By Mr. Hutchinson of Chelsea, from the committee on Harbors and Public Lands, on a petition, a Bill to authorize the town of Winthrop to build a bridge across tide water in said town. Read and ordered to a second reading.

*Orders of the Day.*

*Orders of the day.*

The Bill to incorporate the Palmer Water Company was further considered. By general consent, asked for by Mr. Kingsley of Cambridge, the amendment which was adopted last Friday on his motion was modified by adding at the end thereof the words "within the limits of said town."

*Points of order.*

Mr. Hopkins of Millbury raised further points of order which, including the point of order raised by him on Friday, are as follows:—

*First.* The amended bill is not legitimately before the House, and is not a proper subject of legislation, because it has become, by amendment, a bill affecting directly the legal rights of individuals, otherwise than as it affects generally the interests of the people of the town to which it specifically applies;

*Second.* It is not reported by a committee upon a *petition* "duly presented," or as a substitute for such report, that is, as a substitute for a report upon a *duly presented petition*;

*Third.* The notice issued by the committee was not in form competent to authorize a hearing and to support the bill;

*Fourth.* The notice was not published the required period of time;

*Fifth.* The notice was published and returned before the House by its order had authorized any notice to issue;

*Sixth.* No notice has been issued under the order of the House of March 2, 1883;

*Seventh.* It was not competent for the Legislature to pass the order of March, 2, 1883, authorizing a hearing after notice, inasmuch as the petition was not presented within thirty days after the assembling of the General Court.

Pending which, and pending the question on ordering to a third reading, on motion of Mr. Baker of Beverly, the bill was laid on the table.

The Bill granting a bounty for the production of sugar beets or sorghum cane for the purpose of manufacturing sugar was further considered. Its rejection, as recommended by the committee on Finance, was negatived, and the bill was placed in the orders of the day for to-morrow for a second reading.

The Bill to repeal the law that relieves money loaned

on mortgages of real estate from taxation was read a second time, and pending the question on ordering to a third reading, it was, on motion of Mr. Browne of Boston, postponed for further consideration until next Thursday, to be placed first in the orders of the day for that day.

The Bill to punish persons who wilfully tear down or deface town-meeting warrants and other papers posted in compliance with law; and the

Resolve concerning the boundary line between the Commonwealth of Massachusetts and the State of New Hampshire;

Were severally read a third time, passed to be engrossed and sent up for concurrence.

Bills:

To authorize the city of Lowell to abate a nuisance by the discontinuance of Richardson Brook; and

To amend section 6 of chapter 82 of the Public Statutes relative to recording conveyances of lots in cemeteries and for other purposes;

Were severally read a third time and passed to be engrossed, in concurrence, and the bill last named was sent up for concurrence in the amendment previously adopted by the House.

The Bill authorizing the treasurer to employ an additional clerk was further considered, the main question being on ordering to a third reading. On the pending amendment moved by Mr. Baker of Beverly (which was to insert the same sections as moved by Mr. Joyner of Great Barrington to the original bill), the yeas and nays were ordered at his request, and the roll being called, the amendment was rejected by a vote of 58 yeas to 100 nays, as follows: —

YEAS.

Messrs. Baker, John I.

Bates, Butler

Bird, Warren A.

Bowker, Horace L.

Brigham, Andrew C.

Butler, Thomas C.

Costello, Michael W.

Courtney, John

Cowdrey, George

Craig, George E.

Messrs. Cronin, Cornelius F.

Cushman, Solomon F.

Donahoe, Charles W.

Douglas, William L.

Eaton, William N.

Fennessey, Jer. G.

Fernald, Oliver G.

Foley, Patrick E.

Gilmartin, Dennis

Hall, Thomas J.

## JOURNAL OF THE HOUSE,

Messrs.	Hayes, John E.	Messrs.	Moriarty, Eugene M.
	Holbrook, Caleb		Morrison, Alva S.
	Hopkins, John		Morse, Bushrod
	Howes, Erastus		O'Connell, David F.
	Jackson, John		Peabody, W. Scott
	Joyner, Herbert C.		Peck, Herbert L.
	Kelley, Joseph J.		Pedrick, Francis E.
	Kilduff, William		Perry, Isaac F. B.
	Kimball, William R.		Reade, John
	Leonard, Edwin		Reynolds, Enos H.
	Mackintosh, Charles A.		Richardson, David M.
	Maguire, John G.		Sexton, Michael
	Manning, Patrick H.		Snow, Edmund F.
	Martin, Charles B.		Stetson, Alonzo J.
	Martin, Henry B.		Stow, T. Dwight
	McCormick, Martin S.		Sullivan, Dennis A.
	McDonald, Patrick F.		Welch, Americus
	McGaragle, Patrick F.		Wiggins, Thomas P.
	Melden, William R.		Williams, John S.

## NAYS.

Messrs.	Adams, Frank W.	Messrs.	Clark, Wilder P.
	Aldrich, Samuel N.		Cogswell, Adams H.
	Ambrose, David L.		Cogswell, William
	Atherton, Arlon S.		Coombs, John P.
	Babbitt, Francis S.		Copeland, William A.
	Baker, Charles H.		Davenport, James F.
	Ball, George H.		Davis, Samuel M.
	Bancroft, William A.		Denham, James R.
	Barker, Forrest E.		Dolan, Daniel F.
	Barker, George A.		Dwinell, James F.
	Barnard, Charles T.		Eames, Warren
	Batchelder, George E.		Eastman, Edmund T.
	Bates, Emory L.		Ernst, George A. O.
	Belden, Charles D.		Fisk, David
	Browne, Andrew J.		Foster, Joshua T.
	Bugbee, Benjah U.		Freeman, Josiah
	Burr, Charles C.		Glines, Edward
	Bush, Horace W.		Gordon, William, Jr.
	Butler, Daniel		Harrub, Fred. M.
	Butler, Edward P.		Higginbottom, Allen
	Butterfield, Jesse B.		Hildreth, Edwin A.
	Cable, Hobart M.		Hill, Edwin N.
	Campbell, Benj. F.		Holley, Tristram R.
	Chamberlain, Geo. D.		Howland, Charles H.
	Chappelle, Julius C.		Hubbard, Sabin
	Chester, William F.		Huntoon, George L.
	Clark, Elijah C.		Hutchinson, Charles C.
	Clark, George L.		Jefts, Luman T.

Messrs. Kimball, D. Frank	Messrs. Shaw, Edward H.
Kingsley, Chester W.	Simpson, Thomas C.
Lackey, George A.	Smith, Charles
Learnard, George E.	Smith, George E.
Lincoln, Charles S.	Sprague, Henry H.
Linnell, Solomon, 2d	Staples, Samuel
Lord, Charles S.	Stebbins, John B.
Martin, Thomas	Steere, Marquis D. F.
Mason, James H.	Stetson, Sprague S.
Miller, Charles H.	Stockbridge, Levi
Morse, Leonard T.	Streeter, Dwight W.
Nason, Jesse L.	Tyler, Albert
Olmsted, John	Varnum, Daniel H.
Parker, John L.	Walker, Aaron G.
Potter, Burton W.	Weston, Thomas, Jr.
Rice, Samuel I.	Wheeler, Charles
Richardson, Chas. W.	Whitehill, John
Robinson, Orlando G.	Whitin, Arthur F.
Sargent, Wingate P.	Wilkinson, John W.
Saville, Leonard A.	Willson, Edmund B.
Sayward, William H.	Winchester, Fitch A.
Searell, William A.	Wolcott, Roger.

Yeas, 58 ; nays, 100.

On this question Messrs. Gaffney of Gloucester and Pattee of Quincy, who it was announced would have voted in the affirmative, were paired respectively with Messrs. Jacobs of Hingham and Hartwell of Fitchburg.

The bill was then ordered to a third reading.

The Bill relative to the payment of operatives by manufacturing corporations at intervals not exceeding fourteen days was read a second time and considered. An amendment moved by Mr. Kelley of Cambridge was adopted. On the main question of ordering the bill to a third reading, the yeas and nays were ordered at the request of Mr. Gilmartin of Lawrence, and the roll being called, the bill was rejected by a vote of 57 yeas to 75 nays, as follows :

#### YEAS.

Messrs. Baker, John I.	Messrs. Costello, Michael W.
Barker, Forrest E.	Courtney, John
Batchelder, Geo. E.	Cowdrey, George
Belden, Charles D.	Denham, James R.
Bowker, Horace L.	Donahoe, Charles W.
Butler, Thomas C.	Douglas, William L.
Chappelle, Julius C.	Eames, Warren
Cogswell, Adams H.	Fennessey, Jer. G.

## JOURNAL OF THE HOUSE,

<b>Messrs.</b>	Foley, Patrick E.	<b>Messrs.</b>	Morse, Leonard T.
	Foster, Joshua T.		O'Connell, David F.
	Freeman, Clarendon A.		Parker, John L.
	Gilmartin, Dennis		Peck, Herbert L.
	Gordon, William, Jr.		Pedrick, Francis E.
	Hayes, John E.		Perry, Isaac F. B.
	Holbrook, Caleb		Reade, John
	Holley, Tristram R.		Reynolds, Enos H.
	Joyner, Herbert C.		Robinson, Orlando G.
	Kelley, Joseph J.		Searell, William A.
	Kilduff, William		Sexton, Michael
	Leonard, Edwin		Small, Edward E.
	Lincoln, Charles S.		Stetson, Alonzo J.
	Manning, Patrick H.		Stetson, George F.
	Martin, Charles B.		Stow, T. Dwight
	McCormick, Martin S.		Sullivan, Dennis A.
	McDonald, Patrick F.		Wiggins, Thomas P.
	McGaragle, Patrick F.		Wilkinson, John W.
	Melden, William R.		Williams, John S.
	Morse, Bushrod		

## NAYS.

<b>Messrs.</b>	Adams, Frank W.	<b>Messrs.</b>	Freeman, Josiah
	Atherton, Arlon S.		Fuller, Warren D.
	Babbitt, Francis S.		Gifford, John W.
	Ball, George H.		Glines, Edward
	Barker, George A.		Goodman, Allen W.
	Bates, Emory L.		Gove, Jesse M.
	Bixby, Nelson H.		Hartwell, Harris C.
	Browne, Andrew J.		Higginbottom, Allen
	Bugbee, Benajah U.		Hildreth, Edwin A.
	Burr, Charles C.		Hill, Edwin N.
	Bush, Horace W.		Howes, Erastus
	Butler, Edward P.		Hubbard, Sabin
	Butterfield, Jesse B.		Huntoon, George L.
	Campbell, Benjamin F.		Jackson, John
	Chamberlain, Geo. D.		Kingsley, Chester W.
	Chester, William F.		Learnard, George E.
	Clark, Elijah C.		Leighton, John W.
	Clark, Wilder P.		Linnell, Solomon, 2d.
	Cogswell, William		Lord, Charles S.
	Copeland, William A.		Martin, Thomas
	Craig, George E.		Miller, John D.
	Cushman, Solomon F.		Morrison, Alva S.
	Davis, Samuel M.		Nason, Jesse L.
	Eastman, Edmund T.		Newell, Charles S.
	Ernst, George A. O.		Olmsted, John
	Fisk, David		Rice, Samuel I.
	Foster, William W.		Richardson, Charles W.

Messrs. Saville, Leonard A.	Messrs. Towne, Charles A.
Simpson, Thomas C.	Varnum, Daniel H.
Smith, George E.	Walker, Aaron G.
Snow, Edmund F.	Warner, John F.
Sprague, Henry H.	Welch, Americus
Staples, Samuel	Weston, Thomas, Jr.
Stebbins, John B.	Whitin, Arthur F.
Stetson, Sprague S.	Winchester, Fitch A.
Stockbridge, Levi	Wolcott, Roger.
Streeter, Dwight W.	

Yea<sup>s</sup>, 57; nay<sup>s</sup>, 75.

On this question Messrs. Bird of Natick, Eaton of Quincy, Mackintosh of Dedham, Peabody of Groveland, Baker of Lynn, Cronin of Boston, Dolan of Lawrence, Moriarty of Worcester, Smith of Andover, Barnard of Taunton and Sargent of Melrose, who it was announced would have voted in the affirmative, were paired respectively with Messrs. Steere of Amesbury, Coombs of Newburyport, Hopkins of Millbury, Brigham of South Abington, Warfield of Buckland, Dwinell of Winchester, Sayward of Boston, Cable of Hyde Park, Whitehill of Attleborough, Davenport of Fall River and Kimball of Boxford.

Notice of the rejection of the bill was sent to the Senate.

At ten minutes before five o'clock adjourned.

TUESDAY, April 10, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Papers from the Senate.*

The report of the committee on Water Supply and Drainage, leave to withdraw, on the petition (recommitted) of the mayor of Salem for authority to take, by purchase or otherwise, Bowker's Dock for the abatement of a nuisance in said city, accepted by the Senate, was read and placed in the orders of the day for to-morrow.

Salem, — Bowker's Dock.

Bills:

In aid of and relating to a water supply for the North Adams fire district; and

North Adams  
fire district.

## JOURNAL OF THE HOUSE,

American Bell  
Telephone  
Company.

To amend chapter 117 of the acts of the year 1880, to incorporate the American Bell Telephone Company [Mr. Sexton of the House dissenting] ;

Severally reported on petitions and passed to be engrossed by the Senate, were severally read and ordered to a second reading.

Double tracking  
of the Troy &  
Greenfield R. R.  
and Hoosac  
Tunnel.

Neglected  
children.

Trustees of the  
Ministerial  
Fund of the  
Newbury part  
of Byfield  
Parish.

Bills enacted.

*Bills :*

Making appropriations for the double-tracking and improvement of the Troy & Greenfield Railroad and Hoosac Tunnel (reported on the Report of the Managers of the Troy & Greenfield Railroad) ; and

To amend chapters 84 and 86 of the Public Statutes, relative to indigent and neglected children (reported on an order) ;

Severally passed to be engrossed by the Senate, were severally read and referred, under the rule, to the committee on Finance.

The petition of the trustees of the Ministerial Fund of the Newbury part of Byfield Parish for authority to sell the parsonage lot held in trust for said parish came down with the endorsement that the Senate concurred in the suspension of the 12th joint rule. The petition was referred to the committee on Parishes and Religious Societies and sent up for concurrence in the reference.

*Bills Enacted.*

*Engrossed bills :*

Providing for the disposition of unclaimed moneys in the hands of receivers of certain insolvent corporations (which originated in the House) ; and

Authorizing the town of Waltham to lay out and construct a town way through a cemetery ;

To relieve the city of Springfield and the towns of West Springfield and Agawam from certain forfeitures ;

To authorize savings banks and institutions for savings to invest in the bonds and notes of the Old Colony Railroad Company ;

In regard to appeals from orders passed by boards of health ; and

To supply the town of Cottage City with water ;

(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed and sent to the Senate.

*Reconsideration.*

Mr. Mellen of Worcester moved to reconsider the vote whereby the House, yesterday, rejected the Bill relative to the payment of operatives by manufacturing corporations at intervals not exceeding fourteen days. On this question the yeas and nays were ordered at the request of Mr. Mellen, and, the roll being called, the motion was rejected by a vote of 72 yeas to 120 nays, as follows:

*Fortnightly payments.*

## YEAS.

Messrs. Aldrich, Samuel N.	Messrs. Lincoln, Charles S.
Allen, Heman L.	Maguire, John G.
Baker, Charles H.	Manning, Patrick H.
Baker, John I.	Martin, Charles B.
Barnard, Charles T.	Martin, Henry B.
Barton, John S.	McCormick, Martin S.
Bates, Butler	McDonald, Patrick F.
Bird, Warren A.	McGaragle, Patrick F.
Bowker, Horace L.	Mellen, James H.
Butler, Thomas C.	Moriarty, Eugene M.
Chappelle, Julius C.	Morse, Bushrod
Cheever, John H.	Morse, Leonard T.
Clark, George L.	O'Connell, David F.
Cogswell, Adams H.	Parker, John L.
Costello, Michael W.	Pattee, Wm. G. A.
Courtney, John	Peabody, W. Scott
Cowdrey, George	Peck, Herbert L.
Cronin, Cornelius F.	Pedrick, Francis E.
Dolan, Daniel F.	Putney, Lyman K.
Dolan, Michael J.	Randall, Charles L.
Eaton, William N.	Reade, John
Entwistle, James R.	Reed, Charles M.
Fennessey, Jer. G.	Richardson, David M.
Fernald, Oliver G.	Robinson, Orlando G.
Foley, Patrick E.	Searell, William A.
Gaffney, Frank H.	Sexton, Michael
Gilmartin, Deunis	Shaw, Edward H.
Gimlich, Jacob	Stetson, Alonzo J.
Hall, Thomas J.	Sullivan, Dennis A.
Holbrook, Caleb	Tarone, James
Joyner, Herbert C.	Tyler, Albert
Kelley, Joseph J.	Wiggins, Thomas P.
Kilduff, William	Wildes, Ansel F.
Kniffin, George E.	Wilkinson, John W.
Lackey, George A.	Williams, John S.
Leonard, Edwin	Wright, John H.

## JOURNAL OF THE HOUSE,

## NAYS.

Messrs. Adams, Frank W.	Messrs. Gove, Jesse M.
Atherton, Arlon S.	Harrub, Fred. M.
Babbitt, Francis S.	Higginbottom, Allen
Ball, George H.	Hildreth, Edwin A.
Barker, George A.	Hill, Edwin N.
Batchelder, George E.	Holley, Tristram R.
Bates, Emory L.	Hopkins, John
Beach, Theodore D.	Howes, Lewis W.
Belden, Charles D.	Hubbard, Sabin
Bixby, Nelson H.	Huntoon, George L.
Boardman, Halsey J.	Hutchinson, Chas. C.
Briggs, Bradford B.	Jackson, John
Brigham, Andrew C.	Jefts, Luman T.
Browne, Andrew J.	Kimball, D. Frank
Bugbee, Benajah U.	Kimball, William R.
Burr, Charles C.	Kingsley, Chester W.
Bush, Horace W.	Knox, Charles H.
Butterfield, Jesse B.	Learnard, George E.
Cable, Hobart M.	Leighton, John W.
Campbell, Benj. F.	Leonard, Job M.
Candage, Rufus G. F.	Linnell, Solomon, 2d.
Carr, Alonzo A.	Lord, Charles S.
Chester, William F.	Martin, Thomas
Clark, Charles N.	Mason, James H.
Clark, Elijah C.	Miller, John D.
Clark, Wilder P.	Nason, Jesse L.
Cogswell, William	Newell, Charles S.
Coombs, John P.	Nourse, Henry S.
Copeland, Wm. A.	Olmsted, John
Craig, George E.	Parker, Walter O.
Cushing, Louis T.	Perry, Isaac F. B.
Cushman, Solomon F.	Potter, Burton W.
Davenport, James F.	Potter, Richman H.
Davis, Samuel M.	Rice, Samuel I.
Dwinell, James F.	Richardson, Chas. W.
Eames, Warren	Sargent, Wingate P.
Eastman, Edmund T.	Saville, Leonard A.
Ernst, Geo. A. O.	Sayward, William H.
Fisher, H. G. B.	Shaylor, Pliny M.
Fisk, David	Simpson, Thomas C.
Foster, William W.	Small, Edward E.
Freeman, Clarendon A.	Smith, Charles
Freeman, Josiah	Smith, George E.
Fuller, Charles	Smith, Joel
Fuller, Warren D.	Snow, Edmund F.
Gifford, John W.	Sprague, Henry H.
Glines, Edward	Staples, Samuel
Goodman, Allen W.	Stebbins, John B.

<b>Messrs. Steere, Marquis D. F.</b>	<b>Messrs. Warner, John F.</b>
Stetson, George F.	Webster, Franklin I.
Stetson, Sprague S.	Wheeler, Charles
Stockbridge, Levi	White, Henry J.
Streeter, Dwight W.	Whitehill, John
Sweetser, Albert H.	Whitin, Arthur F.
Switzer, James W.	Whiting, Albert T.
Tilly, John	Whitney, William H.
Towne, Charles A.	Williams, Fred H.
Varnum Daniel H.	Willson, Edmund B.
Walker, Aaron G.	Winchester, Fitch A.
Warfield, Henry L.	Wolcott, Roger.

Yea, 72; nays, 120.

On this question Messrs. Melden of Lynn and Stow of Fall River, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Starbird of Lowell and Wells of Hatfield.

#### *Reports of Committees.*

By Mr. Davenport of Fall River, from the committee on Finance, that the Bill making appropriations for expenses of the various charitable and reformatory institutions and for other purposes, ought to pass notwithstanding the objections of the Governor. [See House, No. 283.] Placed in the orders of the day for to-morrow pending the question shall the bill pass notwithstanding said objections.

By Mr. Davenport of Fall River, from the committee on Finance, that the Resolve (recommitted in favor of the State Normal School at Westfield ought to pass in a new draft with the same title.

State Normal  
School at West-  
field.

By Mr. Sprague of Boston, from the committee on the Judiciary, that the Senate Bill in relation to Warren Bridge ought to pass in a new draft with the same title.

Severally read and placed in the orders of the day for to-morrow for a second reading.

By Mr. Cogswell of Salem, from the committee on the Judiciary, on the order (House No. 136) relative to the veto of the Governor of the bill to incorporate the Union Safe Deposit Vaults and who were instructed to investigate the facts concerning the alleged invalidity of said veto, that

the order should not be adopted, and that it is inexpedient to investigate the facts concerning the alleged invalidity of the veto of the Governor.

[Messrs. Sprague of Boston, Potter of Worcester, Means of Boston, and Howes of Cambridge, dissenting and submitting their views which are printed with the report.] [See House, No. 287.]

*Roll-Call.*

On the reassembling of the House after the noon recess, at two o'clock P.M., Mr. Eastman of Boston moved that the roll be called. The motion prevailed, and, the roll being called, 148 members answered to their names, as follows:—

Messrs. Samuel L. Aldrich, Heman L. Allen, Francis S. Babbitt, Charles H. Baker, John I. Baker, George H. Ball, William A. Bancroft, George A. Barker, Charles T. Barnard, George E. Batchelder, Butler Bates, Charles D. Belden, Nelson H. Bixby, Halsey J. Boardman, Horace L. Bowker, Bradford B. Briggs, Andrew C. Brigham, Benajah U. Bugbee, Horace W. Bush, Daniel Butler, Edward P. Butler, Jesse B. Butterfield, Rufus G. F. Candage, George D. Chamberlain, John H. Cheever, William F. Chester, William Cogswell, John P. Coombs, Michael W. Costello, John Courtney, George Cowdrey, George E. Craig, Cornelius F. Cronin, Solomon F. Cushman, James F. Davenport, Samuel M. Davis, Daniel F. Dolan, Michael J. Dolan, William L. Douglas, James F. Dwinell, Warren Eames, Edmund T. Eastman, William N. Eaton, James R. Entwistle, George A. O. Ernst, Jeremiah G. Fennessy, David Fisk, Joshua T. Foster, William W. Foster, Clarendon A. Freeman, Josiah Freeman, Warren D. Fuller, John W. Gifford, Allen W. Goodman, Jesse M. Gove, Thomas J. Hall, Fred. M. Harrub, John E. Hayes, Edwin N. Hill, Caleb Holbrook, Tristram R. Holley, John Hopkins, Lewis W. Howes, Charles H. Howland, Charles W. Howland, Sabin Hubbard, George L. Huntoon, John Jackson, Joseph Jacobs, Jr., Herbert C. Joyner, Joseph J. Kelley, William Kilduff, William R. Kimball, Chester W. Kingsley, George E. Kniffin, George A. Lackey, Edwin Leonard, Job M. Leonard, Solomon Linnell, 2d, Charles S. Lord, Charles A. Mackintosh, John G. Maguire, Patrick H. Manning, Henry B. Martin, Thomas Martin, James H. Mason, Arthur F. Means, William R. Melden, James H. Mellen, Charles H. Miller, John D. Miller, Eugene M. Moriarty, Alva S. Morrison, Leonard T. Morse, Charles S. Newell, David F. O'Connell, John Olmsted, John L. Parker, Walter O. Parker, William G. A. Pattee, W. Scott Peabody, Herbert L. Peck, Francis E. Pedrick, Isaac F. B. Perry, Lyman K. Putney, Charles L. Randall, Samuel I. Rice, Charles W. Richardson, David M. Richardson, Orlando G. Robinson, Leonard A. Saville, William A. Searell, Michael Sexton, Edward H. Shaw, Pliny M. Shaylor, Thomas C. Simpson, Charles Smith, Joel Smith, Edmund F. Snow, Henry H. Sprague, Samuel Staples, Charles D. Starbird, John B. Stebbins, Marquis D. F. Steere, Alonzo J. Stetson, George F. Stetson, Sprague S. Stetson, T. Dwight Stow, Dwight W. Streeter, Dennis A. Sullivan,

James Tarone, Charles A. Towne, Albert Tyler, Daniel H. Varnum, Aaron G. Walker, Charles Wheeler, Henry J. White, John Whitehill, Arthur F. Whitin, Thomas P. Wiggins, Ansel F. Wildes, John W. Wilkinson, Fred. H. Williams, John S. Williams, Edmund B. Willson, Fitch A. Winchester, Roger Wolcott, John H. Wright.

*Discharged from the Orders.*

On motion of Mr. Putney of Wellesley, the Bill to supply the town of Wellesley with water was discharged from the orders of the day, under a suspension of the rule. It was read a second time, and pending the question on ordering to a third reading it was, on motion of Mr. Putney, laid on the table.

Wellesley water supply.

On motion of Mr. Cushing of Cohasset, the Bill to compel foreign life insurance companies to issue in this Commonwealth policies forfeitable for non-payment of premium, in the same manner that policies of home companies are now forfeitable, was discharged from the orders of the day under a suspension of the rule. It was read a second time and pending the question on ordering to a third reading, it was, on further motion of Mr. Cushing, recommitted to the committee on Insurance.

Foreign life insurance companies.

*Orders of the Day.*

Bills :

To authorize the town of Winthrop to build a bridge across tide water in said town ; and

Orders of the day.

Granting land for a school to the town of Florida ; and the

Resolve in favor of Ellen Madigan ;

Were severally read a second time and ordered to a third reading.

Reports :

Of the committee on Election Laws, reference to the next General Court, on an order relative to enforcing the duty of voting ;

Of the committee on Taxation, inexpedient to legislate, on so much of the Governor's address as relates to insurance ;

## JOURNAL OF THE HOUSE,

Of the same committee, leave to withdraw, on the petition of the Washington Fire and Marine Insurance Company and others for modification of laws of taxation relative to insurance companies in this State ; and

Of the committee on Water Supply and Drainage, leave to withdraw, on the petition of the city of Fitchburg for the establishment of a sewer district ;

Were severally accepted, in concurrence.

The Resolve in favor of the Gettysburg Battlefield Memorial Association was read a third time, passed to be engrossed and sent up for concurrence.

The Bill to permit the construction of elevated railways with the consent of the cities and towns in which their tracts may be located was further considered, the question being on its engrossment. On motion of Mr. Cogswell of Salem, the House voted that debate be closed at four o'clock P.M., unless a vote should be sooner reached. Amendments moved by Mr. Kingsley of Cambridge were adopted. On the main question the yeas and nays were ordered, at the request of Mr. Randall of Boston, and, the roll being called, the bill was passed to be engrossed by a vote of 96 yeas to 87 nays, as follows :

## YEAS.

Messrs. Aldrich, Samuel N.	Messrs. Cogswell, William
Baker, Charles H.	Conlin, Christopher P.
Baker, John I.	Costello, Michael W.
Bancroft, William A.	Courtney, John
Batchelder, Geo. E.	Cowdrey, George
Bates, Butler	Craig, George E.
Belden, Charles D.	Cronin, Cornelius F.
Bowker, Horace L.	Doherty, John
Butler, Thomas C.	Dolan, Daniel F.
Butterfield, Jesse B.	Dolan, Michael J.
Candage, Rufus G. F.	Douglas, William L.
Chamberlain, Geo. D.	Eaton, William N.
Cheever, John H.	Fennessey, Jer. G.
Chester, William F.	Foley, Patrick E.
Clark, Elijah C.	Foster Joshua T.
Cogswell, Adams H.	Freeman, Josiah

**Messrs.** Fuller, Warren D.  
 Gaffney, Frank H.  
 Gilmartin, Dennis  
 Hall, Thomas J.  
 Hayes, John E.  
 Holbrook, Caleb  
 Howland, Charles W.  
 Hunt, Samuel C.  
 Hutchinson, Chas. C.  
 Jackson, John  
 Joyner, Herbert C.  
 Kilduff, William  
 Kimball, D. Frank  
 Kimball, William R.  
 Kingsley, Chester W.  
 Kniffin, George E.  
 Lamb, Abraham J.  
 Leonard, Edwin  
 Leonard, Job M.  
 Mackintosh, Chas. A.  
 Maguire, John G.  
 Manning, Patrick H.  
 Martin, Charles B.  
 Martin, Henry B.  
 Martin, Thomas  
 Mason, James H.  
 McCormick, Martin S.  
 McDonald, Patrick F.  
 McLaughlin, John A.  
 Melden, William R.  
 Mellen, James H.  
 Moriarty, Eugene M.

**Messrs.** Morrison, Alva S.  
 O'Connell, David F.  
 Parker, John L.  
 Pattee, Wm. G. A.  
 Peabody, W. Scott  
 Peck, Herbert L.  
 Pedrick, Francis E.  
 Perry, Isaac F. B.  
 Pilsbury, Edwin L.  
 Putney, Lyman K.  
 Randall, Charles L.  
 Reynolds, Enos H.  
 Richardson, Chas. W.  
 Richardson, David M.  
 Sexton, Michael  
 Shaw, Edward H.  
 Shaylor, Pliny M.  
 Smith, Joel  
 Starbird, Charles D.  
 Stetson, Alonzo J.  
 Stetson, George F.  
 Stow, T. Dwight  
 Switzer, James W.  
 Tarone, James  
 Varnum, Daniel H.  
 Welch, Americus  
 Wells, Daniel W.  
 Wiggins, Thomas P.  
 Wilkinson, John W.  
 Williams, John S.  
 Winchester, Fitch A.  
 Wright, John H.

**NAYS.**

**Messrs.** Adams, Frank W.  
 Allen, Heman L.  
 Atherton, Arlon S.  
 Babbitt, Francis S.  
 Ball, George H.  
 Barker, George A.  
 Barnard, Charles T.  
 Barton, John S.  
 Bates, Emory L.  
 Beach, Theodore D.  
 Boardman, Halsey J.  
 Briggs, Bradford B.  
 Browne, Andrew J.  
 Burr, Charles C.  
 Bush, Horace W.

**Messrs.** Cable, Hobart M.  
 Campbell, Benj. F.  
 Clark, Charles N.  
 Clark, Wilder P.  
 Coombs, John P.  
 Copeland, William A.  
 Cushman, Solomon F.  
 Davenport, James F.  
 Davis, Samuel M.  
 Denham, James R.  
 Dwinell, James F.  
 Eames, Warren  
 Eastman, Edmund T.  
 Ernst, George A. O.  
 Fisher, Henry G. B.

## JOURNAL OF THE HOUSE,

Messrs. Fisk, David	Messrs. Potter, Burton W.
Foster, William W.	Reade, John
Freeman, Clarendon A.	Robinson, Orlando G.
Fuller, Charles	Saville, Leonard A.
Gifford, John W.	Sayward, William H.
Gimlich, Jacob	Searell, William A.
Goodman, Allen W.	Simpson, Thomas C.
Gordon, William, Jr.	Small, Edward E.
Gove, Jesse M.	Smith, Charles
Higginbottom, Allen	Snow, Edmund F.
Hildreth, Edwin A.	Sprague, Henry H.
Hill, Edwin N.	Staples, Samuel
Holley, Tristram R.	Stebbins, John B.
Howland, Charles H.	Stetson, Sprague S.
Hubbard, Sabin	Streeter, Dwight W.
Jacobs, Joseph, Jr.	Sweetser, Albert H.
Jefts, Luman T.	Tilly, John
Knox, Charles H.	Towne, Charles A.
Lackey, George A.	Walker, Aaron G.
Learnard, George E.	Warfield, Henry L.
Linnell, Solomon, 2d	Warner, John F.
Lord, Charles S.	Webster, Franklin I.
Means, Arthur F.	Wheeler, Charles
Miller, John D.	White, Henry J.
Morse, Leonard T.	Whitin, Arthur F.
Nason, Jesse L.	Wildes, Ansel F.
Nourse, Henry S.	Willson, Edmund B.
Olmsted, John	Wolcott, Roger.
Parker, Walter O.	

Yeas, 96 ; nays, 87.

On this question Messrs. Howes of Cambridge, Tyler of Oxford, Hopkins of Millbury, Smith of Everett, Frizzell of Boston, Whitehill of Attleborough, Entwistle of Framingham, O'Brien of Boston, Stockbridge of Amherst, Whitmarsh of Boston; Rice of Northborough, Hunton of Lowell, Kelley of Cambridge, Kellogg of Sheffield and Sullivan of Lawrence, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Whiting of Boston, Bugbee of Southbridge, Hartwell of Fitchburg, Lincoln of Somerville, Bixby of Adams, Butler of Belmont, Cushing of Cohasset, McGaragle of Boston, Chappelle of Boston, Newell of Longmeadow, Leighton of Boston, Cluff of Haverhill, Weston of Newton, E. P. Butler of Boston and Williams of Foxborough.

The bill was sent up for concurrence.

At half-past four o'clock adjourned.

**WEDNESDAY, April 11, 1883.**

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petition Presented.*

By Mr. Briggs of Sandwich, petition of W. E. Keene and others in favor of a Cape Cod Ship Canal. Referred to the committee on Harbors and Public Lands and sent up for concurrence.

Cape Cod Ship  
Canal.

*Order.*

On motion of Mr. Joyner of Great Barrington, —

*Ordered*, That the committee on Public Charitable Institutions consider the expediency of and are hereby requested to reserve seats for the members of the Legislature at all hearings before said committee in the Green Room, when the management and condition of the public institutions of the Commonwealth is being investigated.

Tewksbury  
Almshouse  
Investigation, —  
Green Room.

in Sent up for concurrence.

*Veto Message.*

A message was received from His Excellency the Governor, returning, with his objections thereto, the Bill to enlarge the jurisdiction of notaries public.

Notaries public.

The message was read, and was as follows :

EXECUTIVE DEPARTMENT,  
BOSTON, April 10, 1883.

*To the Honorable the House of Representatives :*

A bill has been sent to the Executive for his action, entitled "An Act to enlarge the Jurisdiction of Notaries Public," which appears to have originated in the House. It provides that hereafter notaries public shall have jurisdiction and the right to act in any and all counties. The provisions of this act also apply to all notaries public now appointed, and provide that the commissions of notaries hereafter appointed shall be made out for the Commonwealth.

I regret that I am not able to concur with the two Houses in causing this bill to become a law.

A notary public is, in fact, an international officer, to

the testimony of whose acts all civilized states give credit.

In countries governed by the civil law, or codes growing out thereof, he is one of the most important functionaries of the law; almost all civil acts must be sanctioned by him, and he becomes the depository of the wills of decedents, and, practically, in many cases, has the settlement of such estates.

In England and America, where the common law prevails, he has less extended power; but both England and America have conferred upon their consuls in foreign lands, powers exercised by notaries public.

By our own Constitution he is recognized as a judicial officer, appointed and to be removed in the same way as are judges.

By statute, as well as by international law, he must have a distinctive seal; and for the protection of all parties he must keep a record of all of his official acts.

Until quite recently the jurisdiction of a justice of the peace was confined to the county in which he was commissioned; but when all judicial power was taken away from justices of the peace, the legislature very properly enacted a law of general jurisdiction throughout the Commonwealth; but now a justice of the peace has neither a distinctive seal, nor is he obliged to keep any record of his official acts, which are extremely limited in number, and generally of small moment.

Not so with the notaries public; their certificates of acts done, and of the verification of records, go to foreign countries, and under the law impart absolute verity. No notary should act except in his own office, where both the seal and records are to be kept. He ought not to be peripatetic. He is now, and ought to continue to be, a local officer, so that he can be readily hunted up, and his records examined. Now his acts must be shown to have been done in the county in which he acts, which furnishes the means of finding him.

If this bill should become a law, the notary might live in Boston and act in Berkshire, and *vice versa*, and this difficulty would increase more and more as time went on.

There seems to be no good reason why parties to be affected by the acts of a notary should be compelled to encounter these difficulties. There is a notary in every town of any considerable importance, and there are fifteen

hundred, more or less, in the Commonwealth,—some seven hundred in the county of Suffolk alone.

If the legislature should, or could, take away from the notaries any of their powers, and reduce them to the level of justices of the peace, perhaps some show of reason might be given why they should be appointed to the whole Commonwealth. But the legislature has not taken away their powers, and, as international officers, it might well be questioned whether the legislature could do so.

I feel obliged, therefore, to ask the legislature to reconsider this bill; and, in the light of the objections I have made, to see if there is any exigency which demands its passage.

Fortunately for all concerned, there is no political significance in it.

BENJ. F. BUTLER.

On motion of Mr. Cogswell of Salem the House proceeded to reconsider the bill, the question being, "Shall the bill pass notwithstanding the objections of His Excellency the Governor?" The yeas and nays were called, and the bill failed to pass, by a vote of 4 yeas to 170 nays, two-thirds of the members present and voting thereon not having voted in the affirmative. The vote was as follows:

YEAS.

Messrs. Burr, Charles C. Coombs, John P.	Messrs. Means, Arthur F. Shaylor, Pliny M.
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NAYS.

Messrs. Adams, Frank W. Aldrich, Samuel N. Allen, Heman L. Atherton, Arlon S. Babbitt, Francis S. Baker, Charles H. Baker, John I. Bancroft, William A. Barker, George A. Barnard, Charles T. Barton, John S. Batchelder, Geo. E. Bates, Butler Bates, Emory L. Beach, Theodore D. Belden, Charles D.	Messrs. Bird, Warren A. Bixby, Nelson H. Bowker, Horace L. Briggs, Bradford B. Brigham, Andrew C. Browne, Andrew J. Bugbee, Benajah U. Bush, Horace W. Butler, Daniel Butler, Edward P. Butler, Thomas C. Butterfield, Jesse B. Campbell, Benj. F. Candidge, Rufus G. F. Carr, Alonzo A. Chamberlain, Geo. D.
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## JOURNAL OF THE HOUSE,

- |                              |                             |
|------------------------------|-----------------------------|
| Messrs. Chappelle, Julius C. | Messrs. Howland, Charles H. |
| Cheever, John H.             | Hubbard, Sabin              |
| Clark, Elijah C.             | Hunt, Samuel C.             |
| Clark, Wilder P.             | Hutchinson, Charles C.      |
| Cluff, Daniel B.             | Jackson, John               |
| Cobb, Francis D.             | Jefts, Luman T.             |
| Cogswell, Adams H.           | Kelley, Joseph J.           |
| Cogswell, William            | Kilduff, William            |
| Courtney, John               | Kimball, William R.         |
| Cowdrey, George              | Kingsley, Chester W.        |
| Craig, George E.             | Lawrence, Omon H.           |
| Cronin, Cornelius F.         | Leonard, Edwin              |
| Cushing, Louis T.            | Leonard, Job M.             |
| Cushman, Solomon F.          | Linnell, Solomon, 2d        |
| Davenport, James F.          | Littlefield, George W.      |
| Davis, Samuel M.             | Lord, Charles S.            |
| Denham, James R.             | Mackintosh, Chas. A.        |
| Dolan, Daniel F.             | Maguire, John G.            |
| Dolan, Michael J.            | Manning, Patrick H.         |
| Donahoe, Charles W.          | Martin, Charles B.          |
| Douglas, William L.          | Martin, Henry B.            |
| Dwinell, James F.            | Martin, Thomas              |
| Eames, Warren                | Mason, James H.             |
| Eastman, Edmund T.           | McCormick, Martin S.        |
| Eaton, William N.            | McDonald, Patrick F.        |
| Fennessey, Jer. G.           | Melden, William R.          |
| Fernald, Oliver G.           | Mellen, James H.            |
| Fisher, Henry G. B.          | Miller, Charles H.          |
| Foley, Patrick E.            | Miller, John D.             |
| Foster, Joshua T.            | Moriarty, Eugene M.         |
| Foster, William W.           | Morrison, Alva S.           |
| Freeman, Clarendon A.        | Morse, Bushrod              |
| Freeman, Josiah              | Morse, Leonard T.           |
| Fuller, Warren D.            | Newell, Charles S.          |
| Gaffney, Frank H.            | O'Connell, David F.         |
| Gilmartin, Dennis            | Olmsted, John               |
| Gimlich, Jacob               | Parker, John L.             |
| Glines, Edward               | Parker, Walter O.           |
| Goodman, Allen W.            | Pattee, William G. A.       |
| Gordon, William, Jr.         | Peabody, W. Scott           |
| Hall, Thomas J.              | Peck, Herbert L.            |
| Harrub, Fred. M.             | Pedrick, Francis E.         |
| Hayes, John E.               | Perry, Isaac F. B.          |
| Higginbottom, Allen          | Pilsbury, Edwin L.          |
| Hildreth, Edwin A.           | Potter, Richman H.          |
| Hill, Edwin N.               | Putney, Lyman K.            |
| Holbrook, Caleb              | Randall, Charles L.         |
| Holley, Tristram R.          | Reade, John                 |
| Hopkins, John                | Reed, Charles M.            |
| Howes, Erastus               | Reynolds, Enos H.           |

<b>Messrs.</b> Rice, Samuel I.	<b>Messrs.</b> Sullivan, Dennis A.
Richardson, Chas. W.	Sweetser, Albert H.
Richardson, David M.	Tarone, James
Robinson, Orlando G.	Tyler, Albert
Sargent, Wingate P.	Varnum, Daniel H.
Saville, Leonard A.	Walker, Aaron G.
Shaw, Edward H.	Warner, John F.
Smith, Charles	Webster, Franklin I.
Smith, Joel	Welch, Americus
Snow, Edmund F.	Weston, Thomas, Jr.
Staples, Samuel	Wheeler, Charles
Starbird, Charles D.	Whitehill, John
Stebbins, John B.	Whitin, Arthur F.
Steere, Marquis D. F.	Wiggins, Thomas P.
Stetson, Alonzo J.	Wildes, Ansel F.
Stetson, Sprague S.	Wilkinson, John W.
Stockbridge, Levi	Williams, Fred. H.
Stow, T. Dwight	Williams, John S.
Streeter, Dwight W.	Winchester, Fitch A.

Yea<sup>s</sup>, 4; nay<sup>s</sup>, 170.

Notice of the action of the House was sent to the Senate.

*Orders of the Day.*

The report of the committee on Probate and Chancery, Orders of the day. inexpedient to legislate, on an order relative to preventing the guardian or those having custody of children from interfering with their religious belief, was further considered. Mr. Cronin of Boston moved to amend by substituting a "Bill concerning the religious rights of minors under guardianship." After debate, the amendment was rejected, and the report of the committee was accepted.

The Bill to incorporate the Farmers' and Mechanics' Savings Bank of South Framingham was further considered, and was passed to be engrossed, in concurrence.

The Bill authorizing the laying out of foot-ways and highways between high and low water mark over lands bordering upon tide water was read a second time, amended, on motions of Messrs Baker of Beverly and Candage of Brookline, and, after debate, was rejected.

The Bill concerning the returns of personal property to assessors of taxes was read a third time, and, after debate, was rejected by a vote of 58 to 69, and notice of its rejection was sent to the Senate.

## JOURNAL OF THE HOUSE,

**Bills :**

To regulate the practice of dentistry ;

In aid of and relating to a water supply for the North Adams fire district ; and the

Resolve in favor of the State Normal School at Westfield ;

Were severally read a second time, and ordered to a third reading.

The report of the committee on Water Supply and Drainage, leave to withdraw, on the petition (recommitted) of the mayor of Salem for authority to take, by purchase or otherwise, Bowker's Dock for the abatement of a nuisance in said city, was accepted, in concurrence.

**Bills :**

To regulate the taking of fish in Acushnet River, in the town of Acushnet (amended on motions of Mr. Williams of Foxborough) ;

Relative to the confirmation of proceedings of the Evangelical Religious Society in Wayland ;

Relative to the employment of convict labor ; and

To authorize the town of Winthrop to build a bridge across tide water in said town ;

Were severally read a third time, passed to be engrossed and sent up for concurrence.

The Resolve providing for the disposal of the sewage of the State prison was read a third time, amended, as recommended by the committee on Bills in the Third Reading, by substituting therefor a bill with the same title. The bill was then passed to be engrossed and sent up for concurrence.

The Bill to amend section seven of chapter thirty-two of the Public Statutes in relation to the returns of births was read a third time, and was amended, as recommended by the committee on Bills in the Third Reading, by substituting therefor a "Bill in relation to the returns of births by physicians and midwives." The substitute bill was then passed to be engrossed and sent up for concurrence.

The Bill relating to suits against unincorporated companies and associations was read a third time, and was passed to be engrossed, in concurrence.

The report of the committee on Election Laws, leave to

withdraw, on the petition of Charles R. Blaisdell for a law requiring the use of secret ballots at elections, was further considered. Mr. Baker of Beverly moved to amend by substituting therefor a "Bill for the better security of the ballot, and to enable election officers to count correctly," pending which, the House,

At fifteen minutes before five o'clock, adjourned.

THURSDAY, April 12, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petition Presented.*

By Mr. Baker of Lynn, petition of the mayor of Lynn for authority to take the waters of the Saugus River and its tributaries for an additional water supply for said city. Referred to the committee on Water Supply and Drainage, under suspension of the 12th joint rule, and sent up for concurrence.

Lynn water supply.

*Order.*

The following order, offered by Mr. Ernst of Boston, was laid over at the request of Mr. Fennessey of Boston:—

*Ordered*, That the sergeant-at-arms be instructed to post printed copies of the first section of Rule 98, relating to the privilege of the floor, at each entrance to the Representatives' Chamber, and to strictly enforce the provisions thereof.

Privilege of the floor of the House of Representatives.

*Taken from the Table.*

On motion of Mr. Cogswell of Salem the Bill authorizing husband and wife to transfer property to each other directly in certain cases was taken from the table and was, on further motion of Mr. Cogswell, postponed for further consideration until to-morrow.

Transfer of property between husband and wife.

On motion of Mr. Mackintosh of Dedham, the report of the committee on Education, no further legislation necessary, on so much of the Governor's address as relates to education, was taken from the table, and was, on fur-

Education.

ther motion of the same gentleman, placed in the orders of the day for to-morrow.

*Papers from the Senate.*

Alfred M.  
Whipple.

A report of the committee on Claims, leave to withdraw, on the petition of Alfred M. Whipple for compensation for injuries received while crossing the tracks of the Troy & Greenfield and Hoosac Tunnel Railroad, accepted by the Senate, was read and placed in the orders of the day for to-morrow.

Inspection of  
buildings in  
Boston.

A Bill relating to the inspection of buildings in the city of Boston, reported on a petition and passed to be engrossed by the Senate, was read and ordered to a second reading.

*Ventilation of the Representatives' Chamber.*

Ventilation of  
the representa-  
tives' chamber.

Point of order.

Mr. Belden of Williamstown moved that the sergeant-at-arms be directed, under charge of the committee on Public Health on the part of the House, to immediately proceed to properly ventilate the chamber of the House of Representatives. Mr. Hill of Haverhill raised the point of order that the same subject matter had been previously referred to the committee on the State House, that it was not in order to refer the same subject matter to two committees, and that therefore the motion should not be entertained.

The Speaker ruled that the point was not well taken, the matter referred to the committee on the State House being different from that involved in the pending motion.

The motion of Mr. Belden was then adopted.

*Bills Enacted and Resolves Passed.*

Bills enacted, —  
resolves passed.

Engrossed bills :

To amend the charter of the city of Brockton relative to the election of school committee and assistant assessors ;

Concerning commissioners of sinking funds in the city of Brockton ; and

Providing for the redemption of real estate sold for non-payment of sewer assessments ;

(Which severally originated in the House) ;

To change the name of the Quannapowitt Water Company and to authorize said corporation to issue bonds and to secure the same by mortgage ;

To authorize the city of Lowell to abate a nuisance by the discontinuance of Richardson Brook; and

To abate a nuisance in the city of Boston and for the preservation of the public health in said city;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed and sent to the Senate.

**Engrossed resolves:**

For the encouragement of industrial art in the common schools; and

In favor of Mark Pickering;

(Which severally originated in the House); and

In favor of the trustees of the Soldiers' Home in Massachusetts (which originated in the Senate);

Were severally passed, signed and sent to the Senate.

#### *Reconsideration.*

Mr. Joyner of Great Barrington moved to reconsider the vote whereby the House yesterday rejected the Bill concerning the returns of personal property to assessors of taxes. The motion was rejected.

Returns of personal property to assessors of taxes.

Mr. Weston of Newton moved to reconsider the vote whereby the Bill relating to suits against unincorporated companies and associations was yesterday passed to be engrossed, in concurrence, by the House. The motion was rejected.

Suits against unincorporated companies.

#### *Discharged from the Orders.*

On motion of Mr. Williams of Foxborough, the Bill to provide for the support of the criminal insane by the Commonwealth was discharged from the orders of the day, under a suspension of the rule. It was read a third time, amended on motion of Mr. Williams, passed to be engrossed, in concurrence, as amended, and sent up for concurrence in the amendment.

Criminal insane.

On motion of Mr. Bowker of Boston, the Bill to authorize the town of Natick to supply the town of Wellesley with water was discharged from the orders of the day, under a suspension of the rule. It was read a second time, and pending the question on ordering to a third reading, it was, on further motion of Mr. Bowker, laid on the table.

Natick.—Wellesley water supply.

**Registry of  
deeds in the  
Northern Dis-  
trict of  
Worcester.**

On motion of Mr. Williams of Foxborough, the Bill to establish a registry of deeds in the Northern District of Worcester was discharged from the orders of the day, under a suspension of the rule. It was read a third time, amended on further motion of Mr. Williams, passed to be engrossed and sent up for concurrence.

On motion of Mr. Melden of Lynn, the Bill to authorize the town of Nahant to supply its inhabitants with water for domestic purposes was discharged from the orders of the day, under a suspension of the rule. It was read a third time, and was passed to be engrossed and sent up for concurrence.

The Bill making appropriations for expenses of the various charitable and reformatory institutions, and for other purposes, was discharged from the orders of the day, under a suspension of the rule, on motion of Mr. Davenport of Fall River. On further motion of the same gentleman, it was postponed for further consideration until next Wednesday, and specially assigned for half-past two o'clock, pending the question "Shall the bill pass notwithstanding the objections of His Excellency the Governor?"

#### *Reports of Committees.*

**Telegraph and  
telephone  
wires.**

By Mr. Nason of Boston, from the committee on Mercantile Affairs, inexpedient to legislate, on an order relative to legislation to control or prevent the placing of telegraph, telephone and electric-light wires upon private buildings without the consent of the owners. Read and placed in the orders of the day for to-morrow.

**Fall River  
nuisance.**

By Mr. Bowker of Boston, from the committee on Public Health, on a petition, a Bill to provide for the abatement of a nuisance in the city of Fall River.

**Sale of water by  
cities, towns,  
fire districts  
and aqueduct  
companies.**

By Mr. Smith of Andover, from the committee on Water Supply and Drainage, on an order and bill introduced on leave, a Bill to authorize cities, town, fire districts and aqueduct companies to hold water for sale and to sell the same to other cities, towns, fire districts and individuals.

Severally read and ordered to a second reading.

**Franklin water  
supply.**

By Mr. Whitin of Northbridge, from the committee on Water Supply and Drainage, leave to withdraw for want of legal notice, on the petition of Joseph G. Ray and

others for the incorporation of a company to supply the town of Franklin with pure water. Read, and, under a suspension of the rule, moved by Mr. Nason of Boston, it was recommitted to the committee with instructions to hear the parties after such notice given by them as the committee may deem sufficient. Sent up for concurrence.

*Orders of the Day.*

The report of the committee on Election Laws, leave to withdraw, on the petition of Charles R. Blaidsell for a law requiring the use of secret ballots at elections was further considered. The pending amendment to substitute a bill, moved by Mr. Baker of Beverly, was carried, and the bill, having been read, was ordered to a second reading.

The Bill granting land for a school to the town of Florida was read a third time, passed to be engrossed and sent up for concurrence.

The Resolve in favor of Ellen Madigan was read a third time, and was passed to be engrossed, in concurrence.

The Bill to repeal the law that relieves money loaned on mortgages of real estate from taxation was further considered, and was amended on motion of Mr. Kingsley of Cambridge. Pending the question on ordering the bill to a third reading, the House,

At five o'clock, adjourned.

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FRIDAY, April 13, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petition Presented.*

By Mr. Aiken of Greenfield, petition of the fire district of the town of Greenfield for leave to increase its water supply. Referred to the committee on Water Supply and Drainage, under suspension of the 12th joint rule, and sent up for concurrence.

Greenfield fire  
district.

*Reconsideration.*

Mr. Hill of Haverhill moved a reconsideration of the vote whereby the House yesterday adopted the motion of

Ventilation of  
the representa-  
tives' chamber.

Mr. Belden of Williamstown, that the sergeant-at-arms be directed, under charge of the committee on Public Health on the part of the House, to immediately proceed to properly ventilate the chamber of the House of Representatives.

The motion to reconsider prevailed, and the question recurring on the adoption of the motion, it was amended on further motion of Mr. Hill, by striking out the words, "Public Health on the part of the House," and inserting instead the words "the State House," and was adopted as amended and sent up for concurrence.

*Papers from the Senate.*

Women and  
children in  
smoking cars.

A Resolve relative to the accommodation of women and children in railroad cars, substituted in the Senate for the House Bill prohibiting railroad corporations to require women and children to ride in smoking-cars, and passed to be engrossed by the Senate, was read and ordered to a second reading.

Albert Knight.

The petition of the selectmen of Charlton for authority to pay Albert Knight \$125, with interest, in pursuance of a vote of said town, came down from the Senate concurred in the suspension of the 12th joint rule. Referred to the committee on the Judiciary.

*Reports of Committees.*

Reports of  
treasurers of  
savings banks.

By Mr. Hartwell of Fitchburg, from the committee on Banks and Banking, that the Bill (recommitted) in relation to the annual reports of the treasurers of savings banks and institutions for savings ought to pass in a new draft with the same title.

Coal.

By Mr. Pedrick of Marblehead, from the committee on Mercantile Affairs, on the Bill (recommitted) relative to the sale of coal, in part, a

Ibid.

Bill to prevent the use of unlawful measures; also, a Bill to regulate the sale of coal by measure.  
Severally read and ordered to a second reading.

*Bills Enacted.*

Engrossed bills:

Bills enacted.

Amending the charter of the Father Matthew Temperance Benefit Society in the city of Lawrence, in relation to its capital stock and liability (which originated in the House); and

To amend section six of chapter eighty-two of the Public Statutes, relative to recording conveyances of lots in cemeteries and for other purposes (which originated in the Senate);

Were severally passed to be enacted, signed and sent to the Senate.

*Order.*

The order relative to instructing the sergeant-at-arms to post printed copies of the first section of Rule 98, relating to the privilege of the floor, at each entrance to the Representatives' Chamber, and to strictly enforce the provisions thereof, laid over from yesterday, was adopted.

Rule 98.—privilege of the floor of the House of Representatives.

*Discharged from the Orders.*

On motion of Mr. Mackintosh of Dedham, the report Education. of the committee on Education, no further legislation necessary, on so much of the Governor's address as relates to education, was discharged from the orders of the day, under a suspension of the rule, and was accepted and sent up for concurrence.

On motion of Mr. Gove of Boston, the Bill in relation to Warren Bridge was discharged from the orders of the day, under a suspension of the rule. It was read a second time, and, under a further suspension of the rules, including Rule 15, moved by Mr. Gove, it was read a third time, and was passed to be engrossed and sent up for concurrence.

*Orders of the Day.*

The Bill to authorize cities, towns, fire districts and aqueduct companies to hold water for sale and to sell the same to other cities, towns, fire districts and individuals, was read a second time and ordered to a third reading.

*Reports:*

Of the committee on Election Laws, inexpedient to legislate, on so much of the Governor's message as relates to a secret ballot; and

Of the committee on Claims, leave to withdraw, on the petition of Alfred M. Whipple for compensation for injuries received while crossing the tracks of the Troy & Greenfield and Hoosac Tunnel Railroad;

Were severally accepted, in concurrence.

## JOURNAL OF THE HOUSE,

The Bill relating to the inspection of buildings was read a third time, and, pending the question on amending by substituting therefor a new bill with the title, "Bill to provide against the use of unsafe elevators," as recommended by the committee on Bills in the Third Reading, further consideration of the matter was postponed until Monday, on motion of Mr. Williams of Foxborough.

The Bill to repeal the law that relieves money loaned on mortgages of real estate from taxation was further considered, the question being on ordering to a third reading. On motion of Mr. Hill of Haverhill, it was voted to close debate at half-past three o'clock, unless a vote should be sooner reached. Mr. Joyner of Great Barrington moved an amendment providing for a modification of the law concerning the taxation of mortgaged real estate. Mr. Hill of Haverhill raised the point of order that the amendment was not germane, as the papers on which the bill was reported, as well as the bill itself, related only to a repeal of the law. The Speaker declared the point well taken, and the amendment was laid aside. After further debate, the yeas and nays were ordered on the main question, at the request of Mr. Joyner of Great Barrington, and, the roll being called, the bill was rejected by a vote of 31 yeas to 150 nays, as follows:—

## YEAS.

Messrs. Babbitt, Francis S.	Messrs. Kellogg, George
Baker, Charles H.	Lamb, Abraham J.
Bird, Warren A.	Littlefield, George W.
Browne, Andrew J.	Maguire, John G.
Butterfield, Jesse B.	Mason, James H.
Cheever, John H.	Morse, Bushrod
Douglas, William L.	Morse, Leonard T.
Eames, Warren	Newell, Charles S.
Foster, Joshua T.	Richardson, Chas. W.
Gaffney, Frank H.	Robinson, Orlando G.
Gifford, John W.	Shaylor, Pliny M.
Hartwell, Harris C.	Smith, Joel
Hopkins, John	Stetson, Alonzo J.
Howes, Erastus	Welch, Americus
Jacobs, Joseph, Jr.	White, Henry J.
Joyner, Herbert C.	

## NAYS.

Messrs. Adams, Frank W.	Messrs. Aldrich, Samuel N.
Aiken, John A.	Allen, Heman L.

<b>Messrs. Ambrose, David L.</b>	<b>Messrs. Freeman, Clarendon A.</b>
Atherton, Arlon S.	Freeman, Josiah
Baker, John I.	Fuller, Charles
Ball, George H.	Gilmartin, Dennis
Bancroft, William A.	Glines, Edward
Barker, Forrest E.	Goodman, Allen W.
Barker, George A.	Gordon, William, Jr.
Barnard, Charles T.	Gove, Jesse M.
Barton, John S.	Harrub, Fred. M.
Batchelder, George E.	Hayes, John E.
Bates, Butler	Higginbottom, Allen
Bates, Emory L.	Hildreth, Edwin A.
Beach, Theodore D.	Hill, Edwin N.
Belden, Charles D.	Holbrook, Caleb
Bowker, Horace L.	Howes, Lewis W.
Brigham, Andrew C.	Howland, Charles H.
Burr, Charles C.	Howland, Charles W.
Butler, Daniel	Hubbard, Sabin
Butler, Edward P.	Hutchinson, Charles C.
Butler, Thomas C.	Jackson, John
Cable, Hobart M.	Jests, Luman T.
Candage, Rufus G. F.	Kelley, Joseph J.
Chamberlain, Geo. D.	Kilduff, William
Chester, William F.	Kimball, D. Frank
Clark, Charles N.	Kimball, William R.
Clark, Elijah C.	Kingsley, Chester W.
Cluff, Daniel B.	Knox, Charles H.
Cogswell, Adams H.	Lackey, George A.
Coombs, John P.	Lawrence, Omon H.
Copeland, William A.	Learnard, George E.
Courtney, John	Leonard, Job M.
Cowdrey, George	Lincoln, Charles S.
Craig, George E.	Linnell, Solomon, 2d
Cushing, Louis T.	Lord, Charles S.
Cushman, Solomon F.	Mackintosh, Charles A.
Davenport, James F.	Manning, Patrick H.
Davis, Samuel M.	Martin, Charles B.
Denham, James R.	Martin, Thomas
Dolan, Daniel F.	McDonald, Patrick F.
Dunham, Rufus A.	McGaragle, Patrick F.
Dwinell, James F.	Melden, William R.
Eastman, Edmund T.	Miller, Charles H.
Eaton, William N.	Miller, John D.
Entwistle, James R.	Moriarty, Eugene M.
Ernst, George A. O.	Morrison, Alva S.
Fennessey, Jer. G.	Murphy, John R.
Fernald, Oliver G.	Nason, Jesse L.
Fisher, Henry G. B.	Nourse, Henry S.
Foley, Patrick E.	O'Connell, David F.
Foster, William W.	Parker, John L.

## JOURNAL OF THE HOUSE,

Messrs. Parker, Walter O.	Messrs. Staples, Samuel
Pattee, Wm. G. A.	Starbird, Charles D.
Peabody, W. Scott	Stebbins, John B.
Peck, Herbert L.	Stetson, George F.
Pedrick, Francis E.	Stockbridge, Levi
Perry, Isaac F. B.	Stow, T. Dwight
Pilsbury, Edwin L.	Streeter, Dwight W.
Potter, Burton W.	Sullivan, Dennis A.
Putney, Lyman K.	Sweetser, Albert H.
Randall, Charles L.	Tarone, James
Reade, John	Varnum, Daniel H.
Reed, Charles M.	Walker, Aaron G.
Reynolds, Enos H.	Warfield, Henry L.
Richardson, David M.	Weston, Thomas, Jr.
Sargent, Wingate P.	Wheeler, Charles
Saville, Leonard A.	Whitehill, John
Sayward, William H.	Wiggins, Thomas P.
Searell, William A.	Wildes, Ansel F.
Small, Edward E.	Wilkinson, John W.
Smith, Charles	Williams, Fred. H.
Smith, George E.	Williams, John S.
Snow, Edmund F.	Willson, Edmund B.
Sprague, Henry H.	Wright, John H.

Yea, 31; nays, 150.

On this question Messrs. Stetson of Lakeville, Winchester of Southborough, Bixby of Adams, Bush of West Brookfield, Rice of Northborough, Chappelle of Boston, Doherty of Boston, Holley of Edgartown, Potter of Rutland, Martin of Milton and Clark of Peabody, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Bugbee of Southbridge, Olmsted of Springfield, Cronin of Boston, Kniffin of West Stockbridge, Whitmarsh of Boston, Simpson of Newburyport, Campbell of Boston, Warner of Northampton, Fuller of Ludlow, Leighton of Boston and Wolcott of Boston.

Notice of the rejection of the bill was sent to the Senate.

The Bill to authorize persons travelling on the Lord's Day to recover damages for injuries caused by defects in highways was read a third time and considered. Mr. Kimball of Chelsea moved to amend by adding at the end of section one the words, "*Provided*, that no city or town shall be liable for injuries received on the Lord's Day on sidewalks in said city or town, by reason of defects caused by snow and ice, unless the removal of snow and

ice from the sidewalks in said city or town by the authorities of the same after each storm or sudden change of weather might have been effected at an expenditure of less than five per cent. of the sum appropriated by said city or town for highway purposes for the year in which said injuries occur."

After debate, the previous question was ordered, on motion of Mr. Belden of Williamstown, by a vote of 67 to 37.

Mr. Mackintosh of Dedham raised the point of order that the amendment was not germane to the bill. The Chair stated that the previous question having been ordered, and the amendment being somewhat complicated and involving the present provisions of law which there was no time to examine, the Chair would give the amendment the benefit of the doubt, and allow it to be entertained.

The question was then put on the amendment and it was rejected.

The bill was then rejected by a vote of 37 to 75.

At twenty minutes before five o'clock adjourned.

MONDAY, April 16, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Aldrich of Marlborough, petition of the town of Hopkinton for authority to issue bonds for the purpose of buying the first mortgage bonds of the Hopkinton Railroad Company. Referred to the committee on Railroads, under a suspension of the 12th joint rule, and sent up for concurrence.

Hopkinton  
Hopkinton  
Railroad  
Company.

By Mr. Copeland of Mansfield, petition of the selectmen of Norton that said town be authorized to receive funds from Cyrus Hicks of Boston, to the amount of \$4,000, and hold the same in trust. On motion of Mr. Copeland the 12th joint rule was suspended and the petition was sent to the Senate for concurrence in the suspension of the rule.

Norton.—  
Cyrus Hicks.

*Travel on the  
Lord's Day.*

Mr. Ernst of Boston moved to reconsider the vote whereby the House, on Friday, rejected the Bill to authorize persons travelling on the Lord's Day to recover damages for injuries caused by defects in highways. The motion was lost by a vote of 46 to 93.

*Quincy Water  
Company.*

A Bill to incorporate the Quincy Water Company, reported on a petition, and passed to be engrossed by the Senate, was read and ordered to a second reading.

*Lynn Water  
Supply.*

The petition of the mayor of Lynn for authority to take the waters of the Saugus River and its tributaries for an additional water supply for said city, referred in the House, under a suspension of the 12th joint rule, to the committee on Water Supply and Drainage, and sent up for concurrence, came down with the endorsement that the Senate concurred in the reference, with an amendment inserting the following words: "With instructions to hear the petitioners after such notice given by them as the committee may direct." The House concurred in the amendment, and the petition was returned to the Senate endorsed accordingly.

*Somerville  
Wharf and Im-  
provement  
Company.*

Notice was received from the Senate that the Senate Bill allowing the Somerville Wharf and Improvement Company further time to organize having been returned to the Senate by the Governor, with his objections thereto in writing, and the same being reconsidered, failed to pass, two-thirds of the members present and voting thereon not having voted in the affirmative.

#### *Bills Enacted and Resolve Passed.*

*Bills enacted, —  
resolve passed.*

##### *Engrossed bills :*

Relating to the limit of time for the erection of a library building by the city of Boston (which originated in the House); and

To incorporate the Farmers' and Mechanics' Savings Bank of South Framingham (which originated in the Senate);

Were severally passed to be enacted, signed and sent to the Senate.

An engrossed Resolve in favor of Timothy Murphy (which originated in the House), was passed, signed and sent to the Senate.

*Taken from the Table.*

On motion of Mr. Bowker of Boston, the Bill to authorize the town of Natick to supply the town of Wellesley with water was taken from the table, and, pending the question on ordering to a third reading, it was, on the further motion of the same gentleman, placed in the orders of the day for to-morrow.

Natick, —  
Wellesley  
water supply.

*Discharged from the Orders.*

On motion of Mr. Boardman of Boston, the report of the committee on Taxation, inexpedient to legislate, on an order relative to taxation of net values of life insurance policies, and several petitions relative to the subject, was discharged from the orders of the day under a suspension of the rule, and on further motion of the same gentleman it was laid on the table.

Taxation of net  
values.

The Bill authorizing the Bay State Telephone Company to increase its capital stock was discharged from the orders of the day under a suspension of the rule, on motion of Mr. Sexton of Lowell. It was read a second time, and, pending the question on ordering to a third reading, it was, on further motion of Mr. Sexton, laid on the table.

Bay State Tele-  
phone Co.

*Orders of the Day.*

## Bills :

Relating to the inspection of buildings in the city of Boston ; and

Orders of the  
day.

In relation to the annual reports of the treasurers of savings banks and institutions for savings ;

Were severally read a second time and ordered to a third reading.

The Resolve in favor of the Disabled Soldiers' Employment Bureau was read a third time, and was passed to be engrossed, in concurrence.

The Bill in relation to the foreclosure and redemption of mortgages was read a third time, amended on motions of Messrs. Williams of Foxborough and Joyner of Great Barrington, and was passed to be engrossed and sent up for concurrence, its title having been changed by the committee on Bills in the Third Reading to read "Bill in relation to the foreclosure of mortgages."

The Resolve in favor of the State Normal School at

## JOURNAL OF THE HOUSE,

Westfield was read a third time, passed to be engrossed and sent up for concurrence.

The Bill relating to the inspection of buildings was further considered, the question being on its engrossment. It was amended by substituting therefor the "Bill to provide against the use of unsafe elevators," as recommended by the committee on Bills in the Third Reading, and the substitute bill was passed to be engrossed and sent up for concurrence.

The Bill to provide for the better enforcement of the laws against the adulteration of milk, butter, cheese and other articles of food and drink, was read a third time, and pending amendments moved by Messrs. Williams of Foxborough and Glines of Somerville, and pending the question on engrossment, the House,

At five o'clock, adjourned.

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TUESDAY, April 17, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Papers from the Senate.*

International  
Trust Company.

A Bill to allow the International Trust Company to accept trusts under wills and for other purposes, reported on a petition, and passed to be engrossed by the Senate, was read and ordered to a second reading.

Greenfield Fire  
District Water  
Supply.

The petition of the fire district of the town of Greenfield for leave to increase its water supply, referred in the House, under a suspension of the 12th joint rule, to the committee on Water Supply and Drainage, and sent up for concurrence, came down with the indorsement that the Senate concurred in the reference, with an amendment inserting the following words: "With instructions to hear the petitioners after such notice given by them, without expense to the Commonwealth, as the committee may direct." The House concurred in the amendment and the petition was returned to the Senate indorsed accordingly.

*Bills Enacted and Resolves Passed.***Engrossed bills :**

Relative to notices from local boards of health in cases of small-pox (which originated in the House) ; and

To authorize the town of Nahant to supply its inhabitants with water for domestic purposes (which originated in the Senate) ;

Were severally passed to be enacted, signed and sent to the Senate.

Bills enacted, —  
resolves passed.

**Engrossed resolves :**

In favor of John William Robert Sawin ;

To provide for leasing the Deacon house estate in Boston for the use of the Normal Art School ; and

In favor of Ellen Madigan ;

(Which severally originated in the House) ;

Were severally passed, signed and sent to the Senate.

*Orders of the Day.*

The Bill to provide for the better enforcement of the laws against the adulteration of milk, butter, cheese and other articles of food and drink, was further considered. Pending the question on its engrossment, and pending amendments moved by Messrs. Williams of Foxborough and Glines of Somerville, it was, on motion of Mr. Parker of Lynn, recommitted to the committee on Public Health.

Orders of the  
day.

The report of the committee on the Judiciary, leave to withdraw, on the petition of Charles W. Humphrey and others for amendment of section 68, chapter 91 of the Public Statutes relative to town officers regulating fishing for certain fish, was further considered. The pending motion of Mr. Perry of Rochester, to amend by substituting a bill, was rejected by a vote of 49 to 63, and the report was accepted.

The report of the committee on Water Supply and Drainage, leave to withdraw, on the petition of Edwin D. Humphrey and others for an act requiring the Great Barrington Water Company to furnish water at reasonable rates, and for other purposes, was further considered. Mr. Bixby of Adams moved to amend by substituting a "Bill to authorize the Great Barrington Fire District to

## JOURNAL OF THE HOUSE,

take or purchase the franchise and property of the Great Barrington Water Company."

After debate the bill was substituted, and, having been read, it was placed in the orders of the day for to-morrow for a second reading.

The Bill (on leave) for the repeal of the compulsory vaccination laws, and to invest boards of health with necessary sanitary powers, was considered, and, after debate, was rejected, as recommended by the committee on Public Health, by a vote of 76 to 23, and notice of its rejection was sent to the Senate.

The Bill to limit the investments of savings banks and institutions for savings in the stock of banks and banking associations was read a third time, and, pending the question on its engrossment, it was, on motion of Mr. Jacobs of Hingham, postponed for further consideration until Thursday, April 26, to be placed first in the orders of the day for that day.

The Resolve providing for the appointment of an agent to prosecute certain claims of the Commonwealth against the United States was read a second time, and, after debate, was ordered to a third reading.

Bills :

For the establishment and maintenance of evening schools ;

Relating to the employment of minors and women ; and

To provide for the abandonment of land taken under eminent domain ;

Were severally read a third time, passed to be engrossed and sent up for concurrence.

Bills :

To supply the town of Hudson with water ; and

To supply the town of South Abington with water (amended on motions of Messrs. Kingsley of Cambridge and Brigham of South Abington) ;

Were severally read a third time and passed to be engrossed, in concurrence, and the bill last named was sent up for concurrence in the amendments adopted by the House.

The Bill relating to the sale of cider and native wines was read a third time, and, after debate, was rejected, and notice thereof was sent to the Senate.

The Bill relating to the general election day was read a second time, and, pending the question on ordering the bill to a third reading, the House, ~~at five minutes before five o'clock~~, adjourned.

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WEDNESDAY, April 18, 1883.

Met according to adjournment.

Prayer was offered by Rev. Mr. Brown of Boston.

*Reconsideration.*

Mr. Foley of Fall River moved a reconsideration of the vote whereby the House yesterday passed to be engrossed the Bill for the establishment and maintenance of evening schools. The motion was lost.

Evening schools.

*Reports of Committees.*

By Mr. Whitehill of Attleborough, from the committee on Education, reference to the next General Court, on so much of the report of the Board of Education as relates to an increase of the salary of the secretary of said board.

Secretary of the Board of Education.

By Mr. Sprague of Boston, from the committee on the Judiciary, reference to the next General Court, on an order relative to the appointment of a fire marshal in the city of Boston.

Boston fire marshal.

Severally read and placed in the orders of the day for to-morrow.

By Mr. Hartwell of Fitchburg, from the committee on Probate and Chancery, on a petition, a Bill relating to the title of the Walter Heywood Chair Company to certain real estate. Read and ordered to a second reading.

Walter Heywood Chair Company.

By Mr. Belden of Williamstown, from the committee on Finance, that the Resolve to provide for the better protection of the reformatory prison for women against fire ought to pass.

Reformatory prison for women.

By Mr. Davenport of Fall River, from the same committee, that the Bill making appropriations for the double-

Double tracking the Troy & Greenfield Rail.

**road and  
Hoosac Tunnel.**

tracking and improvement of the Troy & Greenfield Railroad and Hoosac Tunnel ought to pass.

Severally placed in the orders of the day for to-morrow for a second reading.

**Boundary line  
between Rhode  
Island and Mas-  
sachusetts.**

An engrossed Bill establishing the northern boundary line of the State of Rhode Island between Rhode Island and Massachusetts, came down from the Senate with the indorsement thereon that the bill had been returned to the Senate at its request, its enactment reconsidered, under a suspension of the rule, and the title amended to read as follows: "Bill establishing the boundary line between the State of Rhode Island and the Commonwealth of Massachusetts, from the easterly line of the State of Connecticut to Burnt Swamp Corner."

On motion of Mr. Williams of Foxborough, the vote whereby the bill was passed to be enacted was reconsidered, under a suspension of the rule. On his further motion Rule 52 was suspended, and the House concurred with the Senate in its amendment, with an amendment substituting therefor the words "Bill establishing a portion of the boundary line between the Commonwealth of Massachusetts and the State of Rhode Island."

The bill was returned to the Senate indorsed accordingly.

**Coast defence  
claim.**

On motion of Mr. Hutchinson of Chelsea, the Resolve relative to the claim of Massachusetts against the United States for moneys expended for coast defence during the war was taken from the table, and was, pending the question on its engrossment, placed in the orders of the day for to-morrow.

**Palmer Water  
Company.**

On motion of Mr. Hopkins of Millbury, the Bill to incorporate the Palmer Water Company was taken from the table, the question being on ordering to a third reading. On the pending questions of order raised by Mr. Hopkins, to wit:

"First. The amended bill is not legitimately before the House, and is not a proper subject of legislation, because it has become, by amendment, a bill affecting directly the legal rights of individuals, otherwise than as it affects generally the interests of the people of the town to which it specifically applies;

"Second. It is not reported by a committee upon a

**Point of order.**

*petition* ‘duly presented,’ or as a substitute for such report; that is, as a substitute for a report upon a *duly presented* petition;

“*Third.* The notice issued by the committee was not in form competent to authorize a hearing and to support the bill;

“*Fourth.* The notice was not published the required period of time;

“*Fifth.* The notice was published and returned before the House by its order had authorized any notice to issue;

“*Sixth.* No notice has been issued under the order of the House of March 2, 1883;

“*Seventh.* It was not competent for the legislature to pass the order of March 2, 1883, authorizing a hearing after notice, inasmuch as the petition was not presented within thirty days after the assembling of the General Court;”

The Speaker ruled as follows:

The petition on which the bill is reported asks for authority to take water “from any springs, natural ponds, brooks or other water-sources in the town of Palmer,” and this is the authority granted in the bill as it came from the Senate. The amendment adopted by the House restricts the taking of water to “Graves’ Pond, so called, in the town of Palmer, and the waters which flow into and from the same, within the limits of said town.” The Chair is unable to see how the amendment has affected any private right not affected by the original bill. Every owner of any right in any of the water-sources in the town was affected by the bill “otherwise than as it affected generally the interests of the people of the town to which it specifically applied,” the owners of “Graves’ Pond” and its tributaries among the rest. Restricting the bill to the owners of that pond does not affect any new interest. The waters of Graves’ Pond might have been taken under the original bill, and they may be taken under the amended bill. That they are more likely to be taken now than before does not affect the rights involved in the taking in any way which would require different notice from that requisite on the petition. The Chair therefore rules that the first point of order is not well taken.

Ruling by the  
Speaker.

It is not out of place to add that while Joint Rule No.

11 allows an objection under its provisions to be raised "at any stage prior to the third reading of the bill," this clause can hardly have been intended to apply to an amendment. The provision was added to the rule in order that a bill affecting private rights, and which ought to originate in a petition, might not secure a standing by its faulty origin being possibly overlooked on its first stages. It can hardly be considered fair to the measure to allow an amendment to be adopted without question, which should make the bill objectionable in point of order, under which it must be laid aside, when the objection might have been raised against the amendment at the time it was offered, and the bill saved from the necessity of so harsh treatment. And this would be most emphatically so in a case like this, where the measure comes from the other branch. It would be hard, indeed, if the House, by adopting a faulty amendment, might so vitiate the bill by its own action as to cause it to be laid aside without coming to a consideration on its merits. And the Chair thinks it would be in accordance with the spirit, if not the letter, of the rule, as well as in accordance with general parliamentary law, to say that this point of order is therefore unseasonable.

All the remaining points of order relate to the bill as it came from the Senate, and on them the Chair rules that they cannot be entertained, with due regard to that courtesy between the two branches which ought always to be observed. It has been the uniform practice of the House, for the past ten years at least, and, so far as the record has been examined, the almost unbroken practice for a long time previous to that, if not always, not to consider as valid, objections arising under joint rules to bills which have come down from the other branch passed to be engrossed. The practice has varied from this in some instances in the Senate, but the most clearly expressed decisions in that body are in the same direction. The principle is concisely stated by President Bishop (Senate Journal, 1881, page 384). Objection having been raised to a certain section of a House bill under this same rule (now Joint Rule No. 11), and a Senate rule to the same effect, President Bishop said:—

"The Senate cannot, with a due regard to the courtesy which ought to exist between the two branches, inquire into the steps by which the section became a part of the

bill in the House. Objection cannot therefore be properly taken here to the section, on the ground that it violates the rules referred to, or either of them."

The same reasoning applies equally to an entire bill, and with special force when, as in the present case, the objectionable character of the bill is due to authority given to the committee reporting it by a joint order of the two branches. An objection to the competency of the legislature to adopt this order would at least have been seasonable at the time it was under consideration, but it cannot be so considered now. Nor is it admissible to say that because the points raised are based on a statute they are tenable at any time. The joint rule referred to, which is based on the statute, itself recognizes a limit beyond which objections to a pending bill cannot be raised under its provisions.

The Chair will not, therefore, now enter upon a discussion of the weight which the objections raised by the gentleman from Millbury might have if applied to a bill not coming from the other branch. It is sufficient to reaffirm the ruling of President Bishop, above quoted, enforced by a similar ruling from the same source (see Senate Journal, Extra Session, 1881, page 19).

The two bodies had adopted a joint order that no amendments to the Public Statutes (then under revision) which involved a substantial change in the law should be considered except by a concurrent vote of four-fifths of the two branches. The House struck out three sections of a certain chapter, on the ground that they had been declared unconstitutional. When the chapter reached the Senate the point was raised that the striking out was "a substantial change in the law," and that the House should not have taken its action until the Senate had joined in suspending the joint order. President Bishop said that whatever his views might be as to the application of the rule in this case, the point related to the propriety of the action of the other branch in striking out the sections, "and he felt bound to overrule it on the distinct ground that courtesy between the two branches prevented its consideration in the Senate."

For similar rulings in the House see House Journal 1882, pp. 443, 515, in addition to which, within the knowledge of the Chair, there have been numerous informal rulings not entered on the journal. A single decision

in the House has sometimes been quoted in opposition to the principle here stated, it being that of Mr. Speaker Sanford in 1874 (see House Journal, 1874, p. 392). In this case a bill was reported in the Senate on a petition asking that the provisions of an act of the year 1871 might be extended, the bill containing a section also extending the provisions of an act of the year 1870. The point being raised that the committee could not exceed the authority given by the petition, it was declared to be well taken; but the bill was not laid aside, being recommitted for revision. A ruling of President Cogswell in 1878 (see Senate Journal, 1878, p. 178) is quoted in opposition to the ground here taken, and undoubtedly is so. But no other precedent has been found in this branch, and the weight of formal authority, as well as the usual practice, seems to be in its favor.

It is not consistent with that courtesy between the two branches and that principle of harmony which must govern the relations of two independent bodies, for one of them to inquire into the regularity of the several steps by which the other has arrived at the conclusion which it has reached, and in which it asks concurrence. And for the House to go back of the action of the Senate in passing the bill to be engrossed, then back of the action ordering the same to a third reading, and then back to the first stage, to the question whether the committee acted properly in making its report, is to run the risk of involving the two branches in difficulty, and to endanger that harmony between them which is essential, by the assumption that the other house has neglected or improperly performed its duty.

This is true even where the branch first acting seems to have palpably ignored or violated a joint rule; but it is much more imperative in cases where it is uncertain whether the rule applies or not, and where a difference of opinion may well exist. Suppose, in this case, there had been a doubt whether the petition required any notice, and the Senate had decided that it did not? Should the House, by insisting that it did, and by laying the bill aside as objectionable in point of order, deprive the Senate of any further opportunity of dealing with the subject?

No possible right or privilege of the House can be lost, by the practice referred to, of receiving the measure from the Senate, and considering the question as proposed by

that branch. If the House thinks the bill invalidated by the alleged defects, it has full power to reject it by the same vote which may be required to sustain the objections in the form in which they are raised. If a bill is unconstitutional, it must be laid aside whenever that point is determined, because an unconstitutional bill cannot become valid law; but even here the branch last acting should hesitate to lay aside under a point of order a measure whose unconstitutionality is only doubtful, and is clearly a matter of opinion. It has been held that a measure which has once been rejected by both branches must be ruled out, if again passed in one branch and sent to the other for concurrence. But it seems to the Chair, that even in this case, the better way would be to allow the measure a standing, and give to the other branch the benefit of any possibly reasonable excuse for having again passed upon the matter, since such joint rejection must come in the indirect form of "inexpedient to legislate" or "leave to withdraw."

It will be observed that the principle does not apply in cases where the question of concurrence at once involves also the question of order. Thus, if a bill on leave, or an order affecting rights concerning which legislation can, under the rule, originate only on petition, comes down for concurrence in reference to a committee, the House can properly take cognizance of the breach of the rule, since it is virtually a part of the pending question. But the practice has obtained largely, even in these cases, for the clerk to return such papers before they are presented in the House, that the alleged defect may be remedied if it is deemed best so to do. But, when a bill has been reported by a committee, taken its several readings, and come down for concurrence in its passage, it has been almost uniformly held in the House that any irregularity in any of the steps taken by the other branch cannot be inquired into, and the House must take the question as presented to it, and accept or reject the measure on its merits, as it may deem best. It may fairly reject a measure which courtesy might not allow it to summarily lay aside as improperly presented to it.

The matter of the application of the joint rules in such cases is not lacking in difficulties and a somewhat extended and close observation has confirmed the Chair in the opinion that although the principle here laid down may

sometimes seem almost an exaggeration of courtesy as between the two houses, it is by far the safest and most judicious practice, and that it can do no harm, since it leaves the rights of all parties still entirely within the control of the House.

The questions raised by the gentleman from Millbury are exceedingly interesting, and will deserve careful consideration, whenever they may be seasonably raised and clearly under the jurisdiction of the House. At present, however, the Chair simply rules

*First*, That the amended bill does not affect any private rights not affected by the original bill; and

*Secondly*, That the points raised as to the original bill cannot be entertained, with regard to the courtesy between the two branches and the practice of the House. [House, No. 299.]

The bill was then ordered to a third reading.

Wellesley water supply.

On motion of Mr. Kingsley of Cambridge, the Bill to supply the town of Wellesley with water was taken from the table, and was, pending the question on ordering to a third reading, placed in the orders of the day for to-morrow, on further motion of the same gentleman.

#### *Bills Enacted.*

Bills enacted.

Engrossed bills:

To provide for the support of the criminal insane by the Commonwealth; and

In relation to Warren Bridge;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed and sent to the Senate.

#### *Discharged from the Orders.*

Unlawful measures.  
Coal.

On motions of Mr. Clark of Boston the

Bill to prevent the use of unlawful measures; and the Bill to regulate the sale of coal by measure;

Were severally discharged from the orders of the day, under suspension of the rule. They were severally read a second time, and, pending the question, in each case, on ordering to a third reading, they were severally recommitted to the committee on Mercantile Affairs, on further motions of Mr. Clark.

Ocean Terminal Railroad, Dock

On motion of Mr. Hutchinson of Chelsea, the Bill to

extend the charter of the Ocean Terminal Railroad, Dock and Elevator Company, and to revive, confirm and extend the charter of the Ocean Terminal Railroad Company, was discharged from the orders of the day under a suspension of the rule. It was read a third time, and, pending the question on its engrossment, it was, on further motion of the same gentleman, referred to the committee on Harbors and Public Lands, and sent up for concurrence.

and Elevator  
Company, —  
Ocean Terminal  
Railroad  
Company.

*Orders of the Day.*

The Bill to authorize the Great Barrington Fire District to take or purchase the franchise and property of the Great Barrington Water Company was read a second time and ordered to a third reading.

Orders of the  
day.

The Bill to authorize the town of Hingham to take and fill the mill pond in said town was read a third time and passed to be engrossed, in concurrence.

The Bill relating to the general election day was further considered, the question being on ordering to a third reading. Messrs. Hartwell of Fitchburg and Eastman of Boston moved certain amendments. Mr. Reade of Boston moved to amend by striking out in section 2, line 1, the words "one-half of." Mr. Hill of Haverhill raised the point of order that the amendment was not in order, since, if the amendment should be adopted, it would so change the measure under consideration as to be substantially the same as the one which had previously been finally acted upon by the House. The Speaker ruled that the amendment was in order, if the bill itself was in order, and so declared the point not well taken. Mr. Sprague of Boston raised the following point of order:

Point of order.

"The House, having already acted upon and accepted the report of the committee on Election Laws, that it is inexpedient to legislate on so much of the Governor's address as relates to making the day of the State election a legal holiday, the second section of the bill purporting to make one-half of the day of the State election 'a legal holiday' is the introduction of a measure substantially the same as that previously considered; and, moreover, that the committee, having previously made report to the House on the general matter of making election day a legal holiday, has exhausted the subject so far as it was placed in its hands for consideration, and a further

Point of order.

report upon the same subject was not open to the committee."

Pending the point of order, and pending the various amendments moved, on motion of Mr. Nason of Boston the bill was laid on the table.

*Special Assignment.*

At half-past two o'clock the special assignment was taken up, it being the

Appropriation  
bill, — chari-  
table and re-  
formatory in-  
stitutions.

Bill-making appropriations for expenses of the various charitable and reformatory institutions, and for other purposes, the question being "Shall the bill pass notwithstanding the objections of His Excellency the Governor?" On motion of Mr. Cowdrey of Stoneham it was voted that debate be closed at four o'clock unless a vote should be sooner reached. On the question of the passage of the bill the yeas and nays were called, and the bill failed to pass, by a vote of 128 yeas to 85 nays, two-thirds of the members present and voting thereon not having voted in the affirmative. The vote was as follows:

YEAS.

Messrs. Adams, Frank W.	Messrs. Carr, Alonzo A.
Ambrose, David L.	Chamberlain, Geo. D.
Atherton, Arlon S.	Chappelle, Julius C.
Babbitt, Francis S.	Chester, William F.
Baker, Charles H.	Clark, Charles N.
Ball, George H.	Clark, Elijah C.
Bancroft, William A.	Clark, George L.
Barker, Forrest E.	Clark, Wilder P.
Barker, George A.	Cluff, Daniel B.
Batchelder, George E.	Cobb, Francis D.
Bates, Emory L.	Cogswell, William
Belden, Charles D.	Coombs, John P.
Boardman, Halsey J.	Copeland, Wm. A.
Briggs, Bradford B.	Cushing, Louis T.
Browne, Andrew J.	Cushman, Solomon F.
Bugbee, Benajah U.	Davenport, James F.
Burr, Charles C.	Davis, Samuel M.
Bush, Horace W.	Denham, James R.
Butler, Daniel	Dunham, Rufus A.
Butler, Edward P.	Dwinell, James F.
Butterfield, Jesse B.	Eames, Warren
Cable, Hobart M.	Eastman, Edmund T.
Campbell, Benjamin F.	Ernst, George A. O.
Candage, Rufus G. F.	Fisk, David

Messrs. Foster, William W.	Messrs. Potter, Richman H.
Freeman, Clarendon A.	Putney, Lyman K.
Freeman, Josiah	Rice, Samuel I.
Fuller, Warren D.	Richardson, Chas. W.
Glines, Edward	Robinson, Orlando G.
Goodman, Allen W.	Sargent, Wingate P.
Gordon, William, Jr.	Saville, Leonard A.
Gove, Jesse M.	Sayward, William H.
Harrub, Fred. M.	Searell, William A.
Hartwell, Harris C.	Shaylor, Pliny M.
Higginbottom, Allen	Simpson, Thomas C.
Hildreth, Edwin A.	Small, Edward E.
Hill, Edwin N.	Smith, Charles
Holley, Tristram R.	Smith, George E.
Howes, Lewis W.	Smith, Joel
Howland, Charles H.	Snow, Edmund F.
Hubbard, Sabin	Sprague, Henry H.
Huntoon, George L.	Starbird, Charles D.
Jacobs, Joseph, Jr.	Stebbins, John B.
Jefts, Luman T.	Stetson, George F.
Kellogg, George	Stetson, Sprague S.
Kimball, William R.	Sweetser, Albert H.
Kingsley, Chester W.	Switzer, James W.
Learnard, George E.	Tilly, John
Lincoln, Charles S.	Towne, Charles A.
Linnell, Solomon, 2d	Tyler, Albert
Lord, Charles S.	Varnum, Daniel H.
Martin, Thomas	Walker, Aaron G.
Mason, James H.	Warfield, Henry L.
Miller, John D.	Weston, Thomas, Jr.
Morse, Leonard T.	Wheeler, Charles
Nason, Jesse L.	White, Henry J.
Newell, Charles S.	Whitehill, John
Nourse, Henry S.	Whitin, Arthur F.
Olmsted, John	Whiting, Albert T.
Parker, John L.	Wiggins, Thomas P.
Parker, Walter O.	Williams, Fred. H.
Perry, Isaac F. B.	Willson, Edmund B.
Pilsbury, Edwin L.	Winchester, Fitch A.
Potter, Burton W.	Wolcott, Roger.

## NAYS.

Messrs. Aiken, John A.	Messrs. Bowker, Horace L.
Allen, Heman L.	Brigham, Andrew C.
Baker, John I.	Butler, Thomas C.
Barnard, Charles T.	Clark, Aaron F.
Barton, John S.	Costello, Michael W.
Bates, Butler	Courtney, John
Bird, Warren A.	Cowdrey, George

## JOURNAL OF THE HOUSE,

Messrs. Craig, George E.	Messrs. McCormick, Martin S.
Cronin, Cornelius F.	McDonald, Patrick F.
Doherty, John	McGaragle, Patrick F.
Dolan, Michael J.	McLaughlin, John A.
Donahoe, Charles W.	Melden, William R.
Douglas, William L.	Mellen, James H.
Eaton, William N.	Moriarty, Eugene M.
Entwistle, James R.	Morrison, Alva S.
Fennessey, Jer. G.	Morse, Bushrod
Fernald, Oliver G.	Murphy, John R.
Foley, Patrick E.	O'Connell, David F.
Frizzell, William H.	Pattee, William G. A.
Fuller, Charles	Peabody, W. Scott
Gaffney, Frank H.	Peck, Herbert L.
Gifford, John W.	Pedrick, Francis E.
Gilmartin, Dennis	Randall, Charles L.
Gimlich, Jacob	Reade, John
Hall, Thomas J.	Reed, Charles M.
Hayes, John E.	Reynolds, Enos H.
Holbrook, Caleb	Richardson, David M.
Hopkins, John	Sexton, Michael
Howes, Erastus	Stetson, Alonzo J.
Hunt, Samuel C.	Stockbridge, Levi
Jackson, John	Stow, T. Dwight
Joyner, Herbert C.	Streeter, Dwight W.
Kelley, Joseph J.	Sullivan, Dennis A.
Kilduff, William	Tarone, James
Kniffin, George E.	Warner, John F.
Lamb, Abraham J.	Webster, Franklin I.
Leonard, Edwin	Welch, Americus
Leonard, Job M.	Wells, Daniel W.
Littlefield, George W.	Wildes, Ansel F.
Mackintosh, Charles A.	Wilkinson, John W.
Manning, Patrick H.	Williams, John S.
Martin, Charles B.	Wright, John H.
Martin, Henry B.	

Yeas, 128; nays, 85.

On this question Mr. Lawrence of Fitchburg, who, it was announced, would have voted in the affirmative, was paired with Mr. Shaw of Rockport.

Notice of the failure of the bill to pass was sent to the Senate.

*Orders of the Day (continued).*

Deer.

The orders of the day were again considered, and the Bill for the preservation of deer was read a third time. Amendments moved by Messrs. Williams of Foxborough

and Cronin of Boston were adopted. The bill, as amended, was passed to be engrossed, and sent up for concurrence.

At four minutes before five o'clock adjourned.

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THURSDAY, April 19, 1883.

Met according to adjournment.

Prayer was offered by Rev. Mr. Dowse, Chaplain of the Senate.

*Petitions Presented.*

Mr. Bixby of Adams presented the petition of the Renfrew Manufacturing Company for leave to increase its capital stock.

Mr. Hopkins of Millbury objected to the reception of the petition, and after the same had been read, the Chair put the question, Shall the petition be received? which was carried in the affirmative. Under a suspension of the 12th joint rule, moved by Mr. Bixby, the petition was considered. Mr. Hopkins raised the point of order that under joint rule No. 11, the petition, not having been advertised in accordance with law, was not "duly presented," and could not properly be considered. The Chair ruled that the point of order was not well taken. The provisions of the statute quoted (Chapter 2 of the Public Statutes) were mandatory only to the petitioner and not to the General Court; and the Legislature might, if it saw fit, hear the petitioner notwithstanding his failure to comply with the law, requiring such notice as it might deem expedient in the premises.

The petition was then sent to the Senate for concurrence in the suspension of the 12th joint rule.

Renfrew Manufacturing Company.

Point of order.

*Reconsideration.*

Mr. Perry of Rochester moved to reconsider the vote Deer. by which the House, yesterday, passed to be engrossed the Bill for the preservation of deer. The motion was rejected.

*Adjournment until Monday.*

On motion of Mr. Belden of Williamstown,—

*Voted,* That when the House adjourns to-day it be to Hour of meeting. meet on Monday next at 2 o'clock, P. M.

*Papers from the Senate.*

Norton.—  
Cyrus Hicks.

The petition of the selectmen of Norton, that said town be authorized to receive funds from Cyrus Hicks of Boston to the amount of \$4,000, and hold the same in trust, came down from the Senate concurred in the suspension of the 12th joint rule. Referred to the committee on the Judiciary.

District courts  
and special  
justices.

Notice was received from the Senate of the rejection by that branch of the

Pilots.

House Bill relative to the trial of causes in district courts by special justices, and the

Senate Resolve relating to pilots and pilotage, reported upon the several petitions and orders relative to the subject.

*Reports of Committees.*

Law and equity.

By Mr. Pattee of Quincy, from the joint committee on the Judiciary, inexpedient to legislate, on an order relative to legislation abolishing all distinction in suits and proceedings at law and in equity. Read and placed in the orders of the day for Monday.

Albert Knight.

By Mr. Potter of Worcester, from the committee on the Judiciary, asking to be discharged from further consideration of the petition of the selectmen of Charlton for authority to pay Albert Knight \$125, with interest, in pursuance of a vote of said town, and recommending its reference to the committee on Military Affairs. Read, accepted, and sent up for concurrence in the reference..

New Bedford.—  
Highway over  
Acushnet River.

By Mr. Dunham of Fairhaven, from the committee on Harbors and Public Lands, on a petition, a Bill to authorize the city of New Bedford to build a highway over the tide waters of Acushnet River. Read and ordered to a second reading.

Burials.

By Mr. Potter of Worcester, from the committee on the Judiciary, that the Bill (on leave) to secure the sanctity of burials ought not to pass. Read and placed in the orders of the day for Monday, the question being on the rejection of the bill.

*Orders of the Day.*

Orders of the  
day.

The Bill to incorporate the Boston Special Capital Company was read a third time and considered. Mr. Can-

dage of Brookline moved that the bill be referred to the committee on Banks and Banking, which motion was lost. After debate, and pending various amendments, on motion of Mr. Randall of Boston, the bill was indefinitely postponed, and notice thereof was sent to the Senate.

The Bill relative to the equity jurisdiction of the superior court was read a third time, and, pending the question on its engrossment, it was, on motion of Mr. Potter of Worcester, postponed for further consideration until next Thursday, to be placed first in the orders of the day for that day.

The Bill (recommitted) to incorporate the Powow Hill Water Company was further considered, amended as recommended by the committee on Water Supply and Drainage, and ordered to a third reading. Subsequently, on motion of Mr. Kingsley of Cambridge, the orders of the day being laid on the table, the rules were suspended, and the bill was read a third time, and was passed to be engrossed, in concurrence, and sent up for concurrence in the amendment adopted by the House.

The Bill to establish a standard uniform fire-hose coupling was read a second time, and, after debate, was rejected by a vote of 51 to 51, and notice of its rejection was sent to the Senate.

The Bill to authorize the town of Natick to supply the town of Wellesley with water was, on motion of Mr. Campbell of Boston, recommitted to the committee on Water Supply and Drainage, pending the question on ordering to a third reading.

The report of the committee on the Judiciary, reference to the next General Court, on an order relative to the appointment of a fire marshal in the city of Boston, was accepted.

The report of the committee on Education, reference to the next General Court, on so much of the report of the Board of Education as relates to an increase of the salary of the secretary of said board, was accepted, and sent up for concurrence.

The Resolve relative to the claim of Massachusetts against the United States for moneys expended for coast defence during the war was further considered, and was amended, as recommended by the committee on Bills in

the Third Reading, by substituting therefor a "Resolve relative to the claim of Massachusetts against the United States for moneys expended for coast defence." The substitute resolve was then passed to be engrossed and sent up for concurrence.

Bills :

To incorporate the North Attleborough Water Company ;

To incorporate the East Weymouth Water Company ;

To incorporate the Quincy Water Company ;

Relating to the title of the Walter Heywood Chair Company to certain real estate ; and

Making appropriations for the double-tracking and improvement of the Troy & Greenfield Railroad and Hoosac Tunnel ; and the

Resolve relative to the accommodation of women and children in railroad cars ;

Were severally read a second time and ordered to a third reading.

The Bill to supply the town of Wellesley with water was further considered, and was ordered to a third reading.

Bills :

Relating to the employment of children in manufacturing and other establishments ;

To amend "An Act concerning the transportation of logs and other timber upon the Connecticut River," (amended on motion of Mr. Williams of Foxborough) ;

Concerning the sale of dressed poultry (amended on motion of Mr. Williams of Foxborough) ;

In relation to boarding-houses and boarding-house keepers (amended on motion of Mr. Williams of Foxborough) ; and the

Resolve providing for the appointment of an agent to prosecute certain claims of the Commonwealth against the United States ;

Were severally read a third time, passed to be engrossed and sent up for concurrence.

Bills :

Relating to the inspection of buildings in the city of Boston ;

To incorporate the Sharon Water Company ; and

To authorize and empower the College of Physicians

and Surgeons to confer the degree of doctor of medicine (amended on motion of Mr. Williams of Foxborough);

Were severally read a third time, and passed to be engrossed, in concurrence, and the two bills last named were sent up for concurrence in amendments adopted by the House.

The Bill relating to the taking of depositions was read a third time, and, pending the question on its engrossment, the House,

At a quarter before five o'clock, adjourned.

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MONDAY, April 23, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petition Presented.*

By Mr. Howland of Rockland, petition of Gustavus Percival of Hanson for the passage of an act placing his name upon the Massachusetts quota of sailors who served in the war of the rebellion. Referred, under suspension of the 12th joint rule, to the committee on Military Affairs, and sent up for concurrence.

Gustavus  
Percival.

*Papers from the Senate.*

The Bill to incorporate the Marblehead Water Company, reported on a petition and passed to be engrossed by the Senate, was read and ordered to a second reading.

Marblehead  
Water  
Company.

The Bill concerning the Massachusetts School for Idiotic and Feeble-Minded Youth, reported on the report of the State Board of Health, Lunacy and Charity, and passed to be engrossed by the Senate, was read and referred, under the rule, to the committee on Finance.

School for  
Idiotic and  
Feeble-Minded  
Youth.

The petition of the Renfrew Manufacturing Company for leave to increase its capital stock came down from the Senate concurred in the suspension of the 12th joint rule and was referred to the committee on the Judiciary.

Renfrew Manu-  
facturing  
Company.

*Bills Enacted and Resolves Passed.*

Engrossed bills:

To authorize the town of Winthrop to build a bridge

Bills enacted, —  
resolves passed.

## JOURNAL OF THE HOUSE,

across tide water, in said town (which originated in the House); and

To supply the town of Hudson with water (which originated in the Senate); •

Were severally passed to be enacted, signed and sent to the Senate.

*Engrossed resolves:*

Concerning the boundary line between the Commonwealth of Massachusetts and the State of New Hampshire (which originated in the House); and

In favor of the Disabled Soldiers' Employment Bureau (which originated in the Senate);

Were severally passed, signed and sent to the Senate.

*Reconsideration.*

Boston Special  
Capital  
Company.

Mr. Aldrich of Marlborough moved to reconsider the vote whereby the Bill to incorporate the Boston Special Capital Company was, on Thursday last, indefinitely postponed by the House. The motion prevailed, and pending the recurring question on indefinite postponement, it was, on further motion of Mr. Aldrich, recommitted to the committee on Mercantile Affairs.

*Reports of Committees.*

Plymouth  
County House  
of Correction.

By Mr. Howland of Plymouth, from the committee on Prisons, on an order, a Bill to authorize the county commissioners of Plymouth County to enlarge and remodel the house of correction at Plymouth.

Appropriation  
bills.

By Mr. Davenport of Fall River, from the committee on Finance, on an order relative to appropriation bills, the following

*Bills:*

Making appropriations for salaries and expenses at the State Almshouse at Tewksbury;

Making appropriations for salaries and expenses at the State Primary School at Monson;

Making appropriations for salaries and expenses at the State Prison at Concord;

Making appropriations for salaries and expenses at the Reformatory Prison for Women at Sherborn;

Making appropriations for salaries and expenses at the State Reform School at Westborough;

Tewksbury  
Almshouse.

State Primary  
School.

Concord State  
Prison.

Reformatory  
Prison for  
Women.

Westborough  
Reform School.

- Making appropriations for salaries and expenses at the State Industrial School at Lancaster; Industrial School at Lancaster.
- Making appropriations for salaries and expenses at the State Workhouse at Bridgewater; Bridgewater Workhouse.
- Making an appropriation for the contingent expenses of the Commissioners of Prisons; Commissioners of Prisons.
- Making an appropriation for the travelling expenses of the Commissioners of Prisons and the Secretary thereof; Ibid.
- Making an appropriation for the payment of the cost of supporting prisoners in certain cases; Support of prisoners.
- Making an appropriation for expenses in connection with removing prisoners from the Reformatory Prison for Women; Removal of prisoners.
- Making appropriations for the assistance of convicts discharged from the State Prison at Concord; Discharged convicts.
- Making appropriations for the assistance of female convicts discharged from the prisons of this Commonwealth; Discharged female convicts.
- Making an appropriation for expenses in connection with arrest of fugitives from justice; Arrest of fugitives from justices.
- Making appropriations for the salaries and expenses of the district police force; and District police.
- Making an appropriation for the expenses of the trustees of the State Primary and Reform Schools. State Primary and Reform Schools.
- By Mr. Hildreth of Harvard, from the committee on Finance, that the Senate Bill to amend chapters eighty-four and eighty-six of the Public Statutes relating to indigent and neglected children ought to pass in a new draft, with the title "Bill relating to indigent and neglected children." Indigent and neglected children.
- By Mr. Martin of Milton, from the committee on Public Health, that the Bill (recommitted) relating to the inspection and sale of articles of food, drink and medicine, ought to pass in a new draft, with the title "Bill for the better enforcement of the laws against the adulteration of food and drugs." Adulteration of food, etc.
- Severally read and ordered to a second reading.
- By Mr. Burr of Newton, from the committee on Finance, that the Senate Bill to establish the salary of the Secretary of the Board of Agriculture ought to pass. Placed in the orders of the day for to-morrow for a second reading. Secretary of the Board of Agriculture.

*Orders of the Day.*

Orders of the day.

The Bill relating to the taking of depositions was further considered, the question being on its engrossment. An amendment moved by Mr. Mackintosh of Dedham was adopted, and, after debate, the bill was passed to be engrossed by a vote of 65 to 42, and sent up for concurrence.

The Bill in relation to erecting, laying, maintaining and regulating lines for the transmission of electricity was read a third time and considered. Amendments moved by Messrs. Williams of Foxborough, Hopkins of Millbury and Clark of Boston were adopted, and under rule 61 the bill was placed in the orders of the day for tomorrow, the question being on its engrossment.

The report of the committee on the Judiciary, on the order (House, No. 136) relative to the veto message of His Excellency the Governor, and the order relative to investigating the facts concerning the alleged invalidity of the veto of His Excellency of the Bill to incorporate the Union Safe Deposit Vaults, was, on motion of Mr. Cogswell of Salem, postponed for further consideration until next Wednesday, and specially assigned for half-past two o'clock P.M. on that day.

The report of the joint committee on the Judiciary, inexpedient to legislate, on an order relative to legislation abolishing all distinction in suits and proceedings at law and in equity, was accepted and sent up for concurrence.

The Bill to authorize the city of New Bedford to build a highway over the tide waters of Acushnet River was read a second time and ordered to a third reading.

The Bill relating to the title of the Walter Heywood Chair Company to certain real estate was read a third time, and was passed to be engrossed and sent up for concurrence, its title having been changed by the committee on Bills in the Third Reading so as to read, "Bill authorizing the Walter Heywood Chair Company to hold certain real estate in the city of New York."

Bills :

To supply the town of Wellesley with water ;  
Authorizing the treasurer of the Commonwealth to employ an additional clerk ; and  
To incorporate the Palmer Water Company ; and the

Resolve relative to the accommodation of women and children in railroad cars;

Were severally read a third time, and were passed to be engrossed, in concurrence, the bill last named being sent up for concurrence in an amendment adopted by the House.

The Resolve providing for the appointment of women, who are attorneys-at-law, as justices of the peace and notaries public, was read a third time and considered. Pending the question on agreeing to the articles of amendment, and pending an amendment recommended by the committee on Bills in the Third Reading to substitute therefor a "Resolve providing for amendments to the Constitution to provide for the appointment of women who are attorneys-at-law as justices of the peace and notaries public," the House,

At ten minutes before five o'clock, adjourned.

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TUESDAY, April 24, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Paper from the Senate.*

A report of the committee on Claims, leave to withdraw, on the petition of Blanchard, Fuller & Company, that Blanchard,  
Fuller &  
Co. a certain sum, alleged to have been overpaid for convict labor at the State prison, be repaid to them, accepted by the Senate, was read and placed in the orders of the day for to-morrow.

*Introduced on Leave.*

Mr. Kimball of Chelsea asked leave to introduce a Bill Mystic River  
Corporation. in further addition to "An Act relating to the Mystic River Corporation." The bill was read, and, under suspension of the eleventh joint rule, moved by Mr. Kimball, leave was granted for its introduction, and under a suspension of the 12th joint rule, on further motion of the same gentleman, it was referred to the committee on Harbors and Public Lands and sent up for concurrence.

*Bills Enacted and Resolve Passed.*

**Bills enacted, —  
resolve passed.**

**Engrossed bills :**

To extend the charter of the Ocean Terminal Railroad, Dock and Elevator Company, and to revive, confirm and extend the charter of the Ocean Terminal Railroad Company ; and

To punish persons who wilfully tear down or deface town meeting warrants and other papers posted in compliance with law :

(Which severally originated in the House) ;

To supply the town of South Abington with water ;

Establishing a portion of the boundary line between the Commonwealth of Massachusetts and the State of Rhode Island ; and

To authorize the town of Hingham to take and fill the Mill Pond in said town ;

(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed and sent to the Senate.

An engrossed Resolve in favor of Henry J. White (which originated in the Senate) was passed, signed and sent to the Senate.

*Discharged from the Orders.*

**Electric lines.**

On motion of Mr. Barker of Worcester, the Bill in relation to erecting, laying, maintaining and regulating lines for the transmission of electricity was discharged from the orders of the day, under a suspension of the rules, and considered. Pending the question on its engrossment, it was, on motion of the same gentleman, recommitted to the committee on Bills in the Third Reading.

*Reports of Committees.*

**Montague.**

By Mr. Sprague of Boston, from the committee on the Judiciary, on a petition, a Bill to confirm certain proceedings of the annual meeting of the town of Montague. Read and ordered to a second reading.

**Telephone  
companies and  
telephones.**

By Mr. Cogswell of Salem, from the committee on the Judiciary, asking to be discharged from the further consideration of the Bill relating to telephone companies and to regulate the use and rental of telephones, and recom-

mending its reference to the committee on Mercantile Affairs, at the request of said committee. Read and accepted, and the bill was committed as recommended.

By Mr. Nourse of Lancaster, from the committee on Harbors and Public Lands, that the Bill to extend the charter of the Ocean Terminal Railroad, Dock and Elevator Company, and to revive, confirm and extend the charter of the Ocean Terminal Railroad Company, ought to pass. On motion of Mr. Candage of Brookline, the rules were suspended, and the bill was considered, passed to be engrossed, in concurrence, and sent at once to the Senate, rule 15 having been suspended, on further motion of Mr. Candage.

Ocean Terminal Railroad Company.

*Orders of the Day.*

The Bill to establish voting precincts in the city of Cambridge was read a third time. Pending the question on its engrossment, and pending the question on amending the bill by substituting therefor a new bill with the same title, as recommended by the committee on Bills in the Third Reading, it was, on motion of Mr. Sprague of Boston, postponed for further consideration until to-morrow.

Orders of the day.

The Bill to regulate the practice of dentistry was read a third time, amended, on motion of Mr. Wilkinson of Cambridge, and, after debate, was rejected, and notice thereof was sent to the Senate.

The Bill for the better security of the ballot and to enable election officers to count correctly was read a second time, and, pending the question on ordering to a third reading, it was, on motion of Mr. Cogswell of Salem, postponed for further consideration until to-morrow.

The Bill authorizing husband and wife to transfer property to each other directly in certain cases was further considered and was ordered to a third reading.

The report of the committee on Mercantile Affairs, inexpedient to legislate, on an order relative to legislation to control or prevent the placing of telegraph, telephone and electric-light wires upon private buildings without the consent of the owners, was accepted and sent up for concurrence.

The Bill to provide for the abatement of a nuisance in

## JOURNAL OF THE HOUSE,

the city of Fall River was read a second time, and, pending the question on ordering to a third reading, it was, on motion of Mr. Davenport of Fall River, postponed for further consideration until to-morrow.

The Bill in relation to the annual reports of the treasurers of savings banks and institutions for savings was read a third time, and, pending the question on engrossment, it was, on motion of Mr. Jacobs of Hingham, postponed for further consideration until next Thursday, to be placed third in the orders of the day for that day.

The Bill (on leave) to secure the sanctity of burials was considered and was rejected, as recommended by the committee on the Judiciary.

Bills :

Granting a bounty for the production of sugar beets or sorghum cane for the purpose of manufacturing sugar;

To amend chapter 117 of the acts of the year 1880, to incorporate the American Bell Telephone Company;

To allow the International Trust Company to accept trusts under wills and for other purposes;

To establish the salary of the secretary of the Board of Agriculture;

To authorize the county commissioners of Plymouth County to enlarge and remodel the house of correction at Plymouth ; and

To incorporate the Marblehead Water Company ; and the

Resolve to provide for the better protection of the reformatory prison for women against fire ;

Were severally read a second time and ordered to a third reading.

The Bill to authorize cities, towns, fire districts and aqueduct companies to hold water for sale and to sell the same to other cities, towns, fire districts and individuals was read a third time and considered. Amendments moved by Messrs. Baker of Beverly and Davenport of Fall River were adopted, and, after debate, the bill was passed to be engrossed and sent up for concurrence.

Bills :

In aid of, and relating to, a water supply for the North Adams Fire District ;

To incorporate the North Attleborough Water Company ;

To incorporate the East Weymouth Water Company;  
and

Making appropriations for the double-tracking and improvement of the Troy & Greenfield Railroad and Hoosac Tunnel;

Were severally read a third time, were severally amended on motions of Mr. Williams of Foxborough, the title of the last-named bill being amended so as to read, "Bill making appropriations for the completion of the double-tracking of the Hoosac Tunnel and Troy & Greenfield Railroad," and were severally passed to be engrossed, in concurrence, as amended, and sent up for concurrence in the amendments.

The Bill to incorporate the Quincy Water Company was read a third time, and was passed to be engrossed, in concurrence.

The Resolve providing for the appointment of women who are attorneys-at-law, as justices of the peace and notaries public, was further considered, and was amended as recommended by the committee on Bills in the Third Reading by substituting therefor a "Resolve providing for amendments to the Constitution to provide for the appointment of women who are attorneys-at-law, as justices of the peace and notaries public." On motion of Mr. Belden of Williamstown it was voted to close debate at ten minutes past twelve o'clock unless a vote should be sooner reached. On the question of agreeing to the articles of amendment the roll was called and they were not agreed to, two-thirds of the representatives present and voting thereon not having voted in the affirmative. The vote was 100 yeas to 55 nays, as follows:

#### YEAS.

Messrs. Adams, Frank W.	Messrs. Browne, Andrew J.
Aldrich, Samuel N.	Bugbee, Benajah U.
Baker, John I.	Bush, Horace W.
Bancroft, William A.	Campbell, Benjamin F.
Barker, George A.	Candage, Rufus G. F.
Barton, John S.	Carr, Alonzo A.
Bates, Butler	Chappelle, Julius C.
Belden, Charles D.	Cheever, John H.
Bixby, Nelson H.	Clark, Aaron F.
Boardman, Halsey J.	Clark, Charles N.
Bowker, Horace L.	Clark, George L.
Briggs, Bradford B.	Clark, Wilder P.

## JOURNAL OF THE HOUSE,

Messrs. Cogswell, Adams H.	Messrs. Lord, Charles S.
Cowdrey, George	Mackintosh, Charles A.
Cushing, Louis T.	Martin, Thomas
Davenport, James F.	Melden, William R.
Denham, James R.	Moriarty, Eugene M.
Dolan, Daniel F.	Morse, Bushrod
Dunham, Rufus A.	Morse, Leonard T.
Dwinell, James F.	Nason, Jesse L.
Eastman, Edmund T.	O'Connell, David F.
Fennessey, Jer. G.	Olmsted, John
Fernald, Oliver G.	Parker, John L.
Fisher, Henry G. B.	Peabody, W. Scott
Fisk, David	Pedrick, Francis E.
Foley, Patrick E.	Perry, Isaac F. B.
Freeman, Clarendon A.	Pilsbury, Edwin L.
Fuller, Warren D.	Potter, Burton W.
Goodman, Allen W.	Potter, Richman H.
Gordon, William, Jr.	Reed, Charles M.
Holbrook, Caleb	Reynolds, Enos H.
Hopkins, John	Rice, Samuel I.
Howland, Charles W.	Sargent, Wingate P.
Hubbard, Sabin	Saville, Leonard A.
Huntoon, George L.	Searell, William A.
Jacobs, Joseph, Jr.	Shaw, Edward H.
Jefts, Luman T.	Smith, George E.
Joyner, Herbert C.	Smith, Joel
Kelley, Joseph J.	Staples, Samuel
Kilduff, William	Stetson, Alonzo J.
Kimball, D. Frank	Stetson, George F.
Kimball, William R.	Tyler, Albert
Kingsley, Chester W.	Warner, John F.
Kniffin, George E.	Welch, Americus
Knox, Charles H.	Wells, Daniel W.
Lamb, Abraham J.	Whitney, William H.
Leonard, Edwin	Wilkinson, John W.
Leonard, Job M.	Williams, John S.
Linnell, Solomon, 2d.	Winchester, Fitch A.
Littlefield, George W.	Wright, John H.

## NAYS.

Messrs. Aiken, John A.	Messrs. Butterfield, Jesse B.
Atherton, Arlon S.	Cable, Hobart M.
Baker, Charles H.	Cluff, Daniel B.
Barker, Forrest E.	Cogswell, William
Batchelder, George E.	Coombs, John P.
Bates, Emory L.	Costello, Michael W.
Beach, Theodore D.	Courtney, John
Brigham, Andrew C.	Cronin, Cornelius F.
Burr, Charles C.	Cushman, Solomon F.
Butler, Daniel	Davis, Samuel M.

Messrs. Foster, Joshua T.	Messrs. Smith, Charles
Foster, William W.	Snow, Edmund F.
Freeman, Josiah	Sprague, Henry H.
Gove, Jesse M.	Starbird, Charles D.
Hall, Thomas J.	Stebbins, John B.
Harrub, Fred. M.	Stockbridge, Levi
Hayes, John E.	Tarone, James
Higginbottom, Allen	Towne, Charles A.
Hill, Edwin N.	Walker, Aaron G.
Holley, Tristram R.	Warfield, Henry L.
Jackson, John	Webster, Franklin I.
Martin, Henry B.	Weston, Thomas, Jr.
Miller, John D.	Whitehill, John
Parker, Walter O.	Whitin, Arthur F.
Reade, John	Wiggins, Thomas P.
Richardson, Chas. W.	Williams, Fred. H.
Richardson, David M.	Willson, Edmund B.
Sexton, Michael	

Yea, 100; nays, 55.

On this question Messrs. Lincoln of Somerville and Sullivan of Lawrence, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Howes of Cambridge and E. P. Butler of Boston.

At fifteen minutes before five o'clock, adjourned.

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WEDNESDAY, April 25, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

#### *Petitions Presented.*

By Mr. Marden of Lowell, petition of the Lowell Wood Turning Company for a change of its corporate name. Referred to the committee on Mercantile Affairs, under a suspension of the 12th joint rule.

By Mr. Kellogg of Sheffield, petition of Leonard Tuttle and others for a change of name of the Pine Grove Cemetery to the Sheffield Northwestern Cemetery. Referred to the committee on Parishes and Religious Societies, under a suspension of the 12th joint rule.

Severally sent up for concurrence.

Lowell Wood  
Turning  
Company.

Pine Grove  
Cemetery.

*Reconsideration.***Dentistry.**

Mr. Chappelle of Boston moved to reconsider the vote by which the Bill to regulate the practice of dentistry was, yesterday, rejected by the House. The motion was lost by a vote of 46 to 81.

**Double tracking  
the Troy &  
Greenfield  
Railroad.**

Mr. Joyner of Great Barrington moved to reconsider the vote by which the House, yesterday, passed to be engrossed the Bill making appropriations for the completion of the double-tracking of the Troy & Greenfield Railroad and Hoosac Tunnel. The motion was lost by a vote of 59 to 79.

**Women as jus-  
tices of the  
peace and nota-  
ries public.**

Mr. Hopkins of Millbury moved a reconsideration of the vote whereby the House, yesterday, rejected the Resolve providing for amendments to the Constitution to provide for the appointment of women who are attorneys-at-law as justices of the peace and notaries public. The motion was carried by a vote of 94 to 63. The question recurring on agreeing to the resolve and articles of amendment, they were agreed to by a vote of 121 yeas to 60 nays, as follows:

**YEAS.**

Messrs. Adams, Frank W.	Messrs. Clark, George L.
Aiken, John A.	Cobb, Francis D.
Aldrich, Samuel N.	Cogswell, Adams H.
Allen, Heman L.	Cowdrey, George
Atherton, Arlon S.	Cushing, Louis T.
Babbitt, Francis S.	Davenport, James F.
Baker, John I.	Denham, James R.
Bancroft, William A.	Dolan, Daniel F.
Barker, George A.	Eastman, Edmund T.
Barton, John S.	Ernst, George A. O.
Bates, Butler	Fisher, Henry G. B.
Belden, Charles D.	Fisk, David
Bixby, Nelson H.	Foley, Patrick E.
Boardman, Halsey J.	Freeman, Clarendon A.
Bowker, Horace L.	Fuller, Charles
Briggs, Bradford B.	Fuller, Warren D.
Browne, Andrew J.	Gimlich, Jacob
Bugbee, Benajah U.	Goodman, Allen W.
Bush, Horace W.	Gordon, William, Jr.
Carr, Alonzo A.	Hall, Thomas J.
Chamberlain, Geo. D.	Hildreth, Edwin A.
Cheever, John H.	Holbrook, Caleb
Clark, Aaron F.	Hopkins, John
Clark, Charles N.	Howes, Erastus

Messrs. Howland, Charles H.	Messrs. Peck, Herbert L.
Howland, Charles W.	Pedrick, Francis E.
Hubbard, Sabin	Perry, Isaac F. B.
Hunt, Samuel C.	Pilsbury, Edwin L.
Hutchinson, Chas. C.	Potter, Burton W.
Jacobs, Joseph, Jr.	Potter, Richman H.
Jefts, Luman T.	Putney, Lyman K.
Joyner, Herbert C.	Randall, Charles L.
Kelley, Joseph J.	Reed, Charles M.
Kellogg, George	Reynolds, Enos H.
Kilduff, William	Rice, Samuel I.
Kimball, D. Frank	Robinson, Orlando G.
Kimball, William R.	Sargent, Wingate P.
Kingsley, Chester W.	Saville, Leonard A.
Kniffin, George E.	Scarell, William A.
Knox, Charles H.	Shaw, Edward H.
Leonard, Edwin	Smith, George E.
Leonard, Job M.	Smith, Joel
Lincoln, Charles S.	Staples, Samuel
Littlefield, George W.	Stetson, Alonzo J.
Lord, Charles S.	Stetson, George F.
Mackintosh, Charles A.	Stow, T. Dwight
Martin, Charles B.	Sullivan, Dennis A.
Martin, Thomas	Tilly, John
Mason, James H.	Tyler, Albert
McCormick, Martin S.	Warner, John F.
Melden, William R.	Welch, Americus
Mellen, James H.	Wells, Daniel W.
Miller, Charles H.	White, Henry J.
Moriarty, Eugene M.	Whitmarsh, Wm. W.
Morrison, Alva S.	Whitney, William H.
Morse, Bushrod	Wildes, Ansel F.
Morse, Leonard T.	Wilkinson, John W.
Nason, Jesse L.	Williams, John S.
O'Connell, David F.	Winchester, Fitch A.
Olmsted, John	Wright, John II.
Parker, John L.	

**NAYS.**

Messrs. Baker, Charles H.	Messrs. Chappelle, Julius C.
Barker, Forrest E.	Chester, William F.
Batchelder, Geo. E.	Clark, Elijah C.
Bates, Emory L.	Cluff, Daniel B.
Beach, Theodore D.	Cogswell, William
Bird, Warren A.	Coombs, John P.
Brigham, Andrew C.	Costello, Michael W.
Burr, Charles C.	Courtney, John
Butler, Daniel	Cronin, Cornelius F.
Butterfield, Jesse B.	Cushman, Solomon F.
Cable, Hobart M.	Davis, Samuel M.

## JOURNAL OF THE HOUSE,

Messrs. Eames, Warren	Messrs. Richardson, David M.
Fernald, Oliver G.	Sexton, Michael
Foster, Joshua T.	Shaylor, Pliny M.
Foster, William W.	Simpson, Thomas C.
Freeman, Josiah	Smith, Charles
Gaffney, Frank H.	Sprague, Henry H.
Glines, Edward	Starbird, Charles D.
Gove, Jesse M.	Stockbridge, Levi
Hill, Edwin N.	Sweetser, Albert H.
Holley, Tristram R.	Switzer, James W.
Howes, Lewis W.	Tarone, James
Learnard, George E.	Towne, Charles A.
Leighton, John W.	Walker, Aaron G.
Martin, Henry B.	Warfield, Henry L.
McGaragle, Patrick F.	Webster, Franklin I.
Miller, John D.	Wheeler, Charles
Murphy, John R.	Whitin, Arthur F.
Newell, Charles S.	Williams, Fred. H.
Richardson, Chas. W.	Willson, Edmund B.

Yea, 121 ; nays, 60.

Two-thirds of the members of the House present and voting thereon having voted in the affirmative, the resolve and articles of amendment were agreed to, referred to the General Court next to be chosen, and sent up for concurrence ; and are as follows :

**RESOLVE PROVIDING FOR AMENDMENTS TO THE CONSTITUTION TO PROVIDE FOR THE APPOINTMENT OF WOMEN WHO ARE ATTORNEYS-AT-LAW AS JUSTICES OF THE PEACE AND NOTARIES PUBLIC.**

*Resolved*, By both Houses, That it is expedient to alter the Constitution of this Commonwealth by the adoption of the subjoined articles of amendment ; and that the said articles, being agreed to by a majority of the Senators and two-thirds of the members of the House of Representatives present and voting thereon, be entered on the journals of both Houses, with the yeas and nays taken thereon, and referred to the General Court next to be chosen ; and that the said articles be published, to the end that if agreed to in the manner provided by the Constitution, by the General Court next to be chosen, they may be submitted to the people for their approval and ratification, in order that they may become a part of the Constitution of the Commonwealth.

**FIRST PROPOSED ARTICLE OF AMENDMENT.**

Any woman who has been duly admitted to practice as an attorney-at-law in the courts of this Commonwealth may be appointed a justice of the peace.

**SECOND PROPOSED ARTICLE OF AMENDMENT.**

Any woman who has been duly admitted to practice as an attorney-at-law in the courts of this Commonwealth may be appointed a notary public.

*Papers from the Senate.***Reports :**

Of the committee on Claims, inexpedient to legislate, on an order relative to making compensation to Catherine B. Waterman, widow of Henry B. Waterman, who was killed while on the highway in Williamstown crossing the track of the Troy & Greenfield Railroad ; and

Catherine B.  
Waterman.

Of the same committee, leave to withdraw, on the petition of the Troy & Greenfield Railroad Company for legislation to relieve said company from the fine imposed for the killing of Henry B. Waterman on said road ;

Troy & Green-  
field Railroad  
Company, —  
Henry B.  
Waterman.

Severally accepted by the Senate, were severally read and placed in the orders of the day for to-morrow.

The Resolve in favor of the State prison at Concord, reported on the report of the Commissioners of Prisons, and passed to be engrossed by the Senate, was read and referred, under the rule, to the committee on Finance.

State Prison.

The Resolve to authorize the Governor and Council to lease certain lands in the town of Rowe, reported on a petition, and passed to be engrossed by the Senate, was read and ordered to a second reading.

Rowe.

*Bills Enacted.***Engrossed bills :**

Relating to the inspection of buildings in the city of Boston ; and

Bills enacted

To authorize and empower the College of Physicians and Surgeons to confer the degree of doctor of medicine ;

(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed and sent to the Senate.

*Discharged from the Orders.***Montague.**

On motion of Mr. Webster of Montague, the Bill to confirm certain proceedings of the annual meeting of the town of Montague was discharged from the orders of the day, under a suspension of the rule. It was read a second time, and, under a further suspension of the rules, including rule 15, moved by Mr. Webster, it was read a third time, and was passed to be engrossed and sent up for concurrence.

*Orders of the Day.***Orders of the day.**

The report of the committee on Claims, leave to withdraw, on the petition of Blanchard, Fuller & Co., that a certain sum, alleged to have been overpaid for convict labor at the State prison, be repaid to them, was accepted, in concurrence.

The Resolve to provide for the better protection of the reformatory prison for women against fire was read a third time, passed to be engrossed and sent up for concurrence.

The Bill to incorporate the Marblehead Water Company was read a third time, and was passed to be engrossed, in concurrence.

The Bill to establish voting precincts in the city of Cambridge was further considered. Pending the question on its engrossment, and pending the question on substituting the bill as recommended by the committee on Bills in the Third Reading, the matter specially assigned for to-day was taken up.

*Special Assignment.*

At half-past two o'clock the matter specially assigned was taken up, being the

Report of the committee on the Judiciary, on the order (House, No. 136) relative to the veto message of His Excellency the Governor, and the order relative to investigating the facts concerning the alleged invalidity of the veto of His Excellency of the Bill to incorporate the Union Safe Deposit Vaults.

At the request of Mr. Sprague of Boston, the question was divided as follows:

(1.) So much of the report as declares that it is inex-

pedient to investigate the facts relative to the alleged invalidity of the veto of His Excellency the Governor of the Bill to incorporate the Union Safe Deposit Vaults; and

(2.) The rejection, as recommended by the committee, of the order which is printed as House, No. 136.

The same gentleman moved to amend the first portion of the report by substituting the following order:

*Ordered*, That a special committee consisting of nine members of the House be appointed, with instructions to inquire into the facts relative to the alleged invalidity of the veto by His Excellency the Governor, of the act to incorporate the Union Safe Deposit Vaults, and to report to the House such facts as may be material.

Pending the questions on adopting the amendment and accepting the report, the House,

At ten minutes past five o'clock, adjourned.

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THURSDAY, April 26, 1883.

Met according to adjournment.

Prayer was offered by the Rev. Mr. Dowse, Chaplain of the Senate.

*Reports of Committees.*

By Mr. Bixby of Adams, from the committee on the Judiciary, on a petition, a

Bill authorizing the Renfrew Manufacturing Company to increase its capital stock and hold additional real estate. Renfrew Manufacturing Company.  
Read and ordered to a second reading.

By Mr. Williams of Foxborough, from the committee on Bills in the Third Reading, recommending as a substitute for the Senate Bill in relation to erecting, laying, maintaining and regulating lines for the transmission of electricity, a Bill relative to the transmission of electricity Electric lines. for the purpose of lighting. Placed in the orders of the day for to-morrow, the main question being on the engrossment of the bill.

*Orders of the Day.*

The report of the committee on the Judiciary, on the order (House, No. 136) relative to the veto message of Orders of the day.

His Excellency the Governor, and the order relative to investigating the facts concerning the alleged invalidity of the veto of His Excellency of the Bill to incorporate the Union Safe Deposit Vaults, being the unfinished business of yesterday, was further considered.

On motion of Mr. Starbird of Lowell, it was voted to close debate at half-past three o'clock unless a vote should be sooner reached. Mr. Sprague of Boston moved to amend the pending amendment moved by him, by adding at the end of the order the words "and the committee shall have power to send for persons and papers." The amendment was adopted.

After extended debate the question was first put on amending the report on so much as declared it inexpedient to investigate the facts relative to the alleged invalidity of the veto of His Excellency the Governor of the "Bill to incorporate the Union Safe Deposit Vaults," by substituting therefor the amended order, moved as an amendment by Mr. Sprague. The amendment was carried by a vote of 104 to 91, and the order was adopted, as follows :

*Ordered*, That a special committee consisting of nine members of the House be appointed, with instructions to inquire into the facts relative to the alleged invalidity of the veto by His Excellency the Governor, of the act to incorporate the Union Safe Deposit Vaults, and to report to the House such facts as may be material ; and the committee shall have power to send for persons and papers.

Pending the question on the acceptance of the second portion of the report, as divided, it being the rejection of the orders relative to submitting the matter of the alleged invalidity of the veto to the Supreme Court for their opinion, Mr. Cogswell of Salem moved that the orders be referred to the special committee to be appointed under the order which the House had just adopted. The motion prevailed, and the orders were so referred.

Reports :

Of the committee on Claims, inexpedient to legislate, on an order relative to making compensation to Catherine B. Waterman, widow of Henry B. Waterman ; and

Of the same committee, leave to withdraw, on the petition of the Troy & Greenfield Railroad Company for legislation to relieve said company from the fine imposed for the killing of Henry B. Waterman on said road ;

Were severally accepted, in concurrence.

The Bill relative to the equity jurisdiction of the superior court was, pending the question on its engrossment, on motion of Mr. Potter of Worcester, postponed for further consideration until next Tuesday, to be placed first in the orders of the day for that day.

The Bill to establish voting precincts in the city of Cambridge was further considered. The bill recommended by the committee on Bills in the Third Reading was substituted therefor, and the bill, as amended, was then rejected by a vote of 70 to 87, and notice of its rejection was sent to the Senate.

The Bill in relation to the annual reports of the treasurers of savings banks and institutions for savings was further considered, the question being on its engrossment. After debate, the bill was rejected, and notice of its rejection was sent to the Senate.

The Bill to limit the investments of savings banks and institutions for savings in the stock of banks and banking associations was further considered. Pending an amendment moved by Mr. Weston of Newton, and pending the main question on engrossment of the bill, the orders of the day were laid on the table.

At ten minutes past five o'clock adjourned.

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FRIDAY, April 27, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petition Presented.*

By Mr. Foster of Medford, petition of the Malden, Medford and Melrose Gas Light Company for change of name. Referred, under a suspension of the 12th joint rule, to the committee on Manufactures, and sent up for concurrence.

Malden, Medford and Melrose Gas Light Company.

*Reconsideration.*

Mr. Kelley of Cambridge moved to reconsider the vote by which the House, yesterday, rejected the Bill to establish voting precincts in the city of Cambridge. The motion was lost by a vote of 56 to 81.

Cambridge voting precincts.

**Treasurers of  
savings banks.**

Mr. Hopkins of Millbury moved to reconsider the vote by which the House, yesterday, rejected the Bill in relation to the annual reports of the treasurers of savings banks and institutions for savings, and moved to lay the motion to reconsider on the table. Both motions were lost.

*Bills Enacted and Resolves Passed.*

**Bills enacted, —  
resolves passed.**

**Engrossed bills :**  
Authorizing the treasurer of the Commonwealth to employ an additional clerk ; and

Relating to the employment of minors and women ;  
(Which severally originated in the House) ;

Relative to the confirmation of proceedings of the Evangelical Religious Society in Wayland ;

In relation to the returns of births by physicians and midwives ; and

To incorporate the Powow Hill Water Company ;  
(Which severally originated in the Senate) ;  
Were severally passed to be enacted, signed and sent to the Senate.

**Engrossed resolves :**

In favor of the State almshouse at Tewksbury ; and  
Relative to the accommodation of women and children in railroad cars ;

(Which severally originated in the House) ;

Were severally passed, signed and sent to the Senate.

*Taken from the Table.*

**Electric signals  
at railroad  
grade crossings.**

On motion of Mr. Glines of Somerville, the report of the committee on Railroads, inexpedient to legislate, on an order relative to the use of electric signals for the protection of highways crossing railroads at grade, was taken from the table, and was recommitted to the committee on Railroads, on further motion of the same gentleman, and sent up for concurrence.

*Papers from the Senate.*

**Provincial laws.**

The following order was adopted, in concurrence, under suspension of the 12th joint rule : —

*Ordered*, That the committee on Printing consider the expediency of authorizing the commission on Provincial Laws to print one hundred copies of volume two of the

**Provincial Laws from plates owned by the Commonwealth, at an expense not exceeding two hundred and fifty dollars.**

A report of the joint committee on the Judiciary, reference to the next General Court, on the petition of Charles W. Sumner and others, that the city of Brockton may be established a shire town in the northern part of Plymouth County, accepted by the Senate, was read and placed in the orders of the day for Monday.

A Resolve in favor of the town of North Brookfield, reported on a petition, and passed to be engrossed by the Senate, was read and referred, under the rule, to the committee on Finance.

The petition of the mayor of the city of Cambridge, for authority to appropriate a sum of money for the purpose of laying out, filling and grading the grounds of the Longfellow Memorial Association, was referred, in concurrence, under a suspension of the 12th joint rule, to the committee on Cities.

#### *Report of a Committee.*

By Mr. Cushing of Cohasset, from the committee on Insurance, that the Bill (recommitted) to compel foreign life insurance companies to issue in this Commonwealth policies, forfeitable for non-payment of premiums in the same manner that policies of home companies are now forfeitable, ought not to pass. Read and placed in the orders of the day for Monday, the question being on the rejection of the bill.

Brockton.

North Brook-  
field.Longfellow  
Memorial  
Association.Foreign life in-  
surance com-  
panies.

#### *Discharged from the Orders.*

On motion of Mr. Candage of Brookline, the Bill to authorize the city of New Bedford to build a highway over the tide waters of Acushnet River was discharged from the orders of the day, under a suspension of the rule. It was read a third time, and pending the question on its engrossment was, on motion of the same gentleman, re-committed to the committee on Harbors and Public Lands, with instructions to consider the expediency of reporting an amendment to the bill, or a bill in a new draft, giving to the city of New Bedford authority to take and fill lands contiguous to the street mentioned in the bill, for the purpose of preserving the health of the inhab-

New Bedford,  
Highway over  
Acushnet River.

itants of the city of New Bedford, in order that the purpose and intent of the petitioners may be carried out. Sent up for concurrence.

Sugar beets.

On motion of Mr. Stockbridge of Amherst, the Bill granting a bounty for the production of sugar beets or sorghum cane for the purpose of manufacturing sugar was discharged from the orders of the day, under a suspension of the rule. It was read a third time, amended on motions of Mr. Williams of Foxborough, passed to be engrossed, as amended, and sent at once to the Senate for concurrence, rule 15 having been suspended on further motion of Mr. Stockbridge.

*Orders of the Day.*

Orders of the day.

The Bill to limit the investments of savings banks and institutions for savings in the stock of banks and banking associations was further considered, the question being on engrossment. After debate, the pending amendment moved by Mr. Weston of Newton was withdrawn by that gentleman, there being no objection, and the bill was passed to be engrossed and sent up for concurrence.

Point of order.

The Bill for the better security of the ballot and to enable election officers to count correctly was further considered, the question being on ordering to a third reading. Mr. Cushing of Cohasset moved to amend by adding a new section, to be numbered section 2, as follows: "And every envelope so offered shall have written thereon by said voter his own name." Mr. Fennessey of Boston raised the point of order that the amendment was not germane. The Speaker stated that the bill submitted with the petition on which the report was based contained a provision substantially the same as the amendment moved by Mr. Cushing, and accordingly ruled that the point was not well taken. After debate, the bill was rejected and notice of its rejection was sent to the Senate.

The Bill authorizing the Renfrew Manufacturing Company to increase its capital stock and hold additional real estate was read a second time and ordered to a third reading.

At twenty minutes past four o'clock adjourned.

MONDAY, April 30, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petitions Presented.*

By Mr. Sargent of Melrose, petition of the Melrose Orthodox Congregational Society for legislation making valid certain acts of said society. Referred, under a suspension of the 12th joint rule, to the committee on Parishes and Religious Societies.

Melrose Orthodox Congregational Society.

By Mr. Kimball of Chelsea, petition of the Revere Water Company for authority to contract with the town of Revere to supply said town with water for fire and other purposes.

Revere water supply.

By Mr. Reed of Bridgewater, petition of the selectmen of Bridgewater and others for legislation to prevent the discharge of sewage from the State Normal School into Town River.

State Normal School at Bridgewater, — Town River.

Severally referred, under a suspension of the 12th joint rule in each case, to the committee on Water Supply and Drainage.

Severally sent up for concurrence.

*Papers from the Senate.*

A report of the committee on Water Supply and Drainage, reference to the next General Court, on the petitions of the cities of Boston and Cambridge and the town of Andover, severally, for authority to take the water of Shawsheen River for a water supply, accepted by the Senate, was read and placed in the orders of the day for to-morrow.

Boston, Cambridge, Andover, — Shawsheen River.

A Resolution relating to the resolutions of the forty-second Congress censuring the Honorable Oakes Ames, reported on a resolve introduced on leave in the Senate and adopted by that branch, was read and placed in the orders of the day for to-morrow.

Oakes Ames.

Notice was received from the Senate of the rejection by that branch of the House Bill to permit the construction of elevated railroads with the consent of the cities and towns in which their tracks may be located, reported upon the petition of Joe V. Meigs.

Joe V. Meigs, — Elevated Railroads.

*Bill Enacted and Resolves Passed.*

**Bill enacted, —  
resolves passed.**

An engrossed Bill to confirm a deed of Daniel Scudder to the Barnstable Savings Bank (which originated in the House) ; was passed to be enacted, signed and sent to the Senate.

**Engrossed resolves :**

Granting county taxes (which originated in the House) ; and

In favor of the State Normal School at Westfield (which originated in the Senate) ;

Were severally passed, signed and sent to the Senate.

*Committee Appointed.*

**Committee ap-  
pointed, —  
Union Safe De-  
posit Vaults.**

The Speaker appointed the following named members as the special committee to inquire into the facts relative to the alleged invalidity of the veto by His Excellency the Governor of the "Act to incorporate the Union Safe Deposit Vaults": Messrs. Sprague of Boston, Baker of Beverly, Hill of Haverhill, Potter of Worcester, Means of Boston, Howes of Cambridge, Lincoln of Somerville, Hartwell of Fitchburg and Mackintosh of Dedham.

*Veto Message.*

**Ocean Terminal  
Railroad, Dock  
and Elevator  
Company.**

A message was received from His Excellency the Governor returning with his objections thereto the Bill to extend the charter of the Ocean Terminal Railroad, Dock and Elevator Company and to revive, confirm and extend the charter of the Ocean Terminal Railroad Company. It was read as follows:

**EXECUTIVE DEPARTMENT,**

BOSTON, April 30, 1883.

*To the Honorable the House of Representatives :*

I have the honor to have received a bill for consideration, entitled "An Act to extend the charter of the Ocean Terminal Railroad, Dock and Elevator Company, and to revive, confirm and extend the charter of the Ocean Terminal Railroad Company."

As the original action was had upon this bill in the House, I return it to that body with my objections.

The title does not give the scope of its action, although it embraces within it two corporations supposed to be existing, one under an act of incorporation passed in the

year 1881, and another supposed to be organized under the general laws. But upon examination it will be seen that the act itself revives, extends and gives different terms and conditions of existence to another corporation, the Mystic River Corporation, which in my opinion ought to give reasons for its present existence. This will be seen by an examination of the act of incorporation of the Ocean Terminal Railroad Dock and Elevator Company, which is revived by this Bill. Section 4 of chapter 239 provides that,—

“ Said corporation, for the purposes set forth in this act may purchase and hold all or any portion of the lands, wharves, property, rights, privileges and franchises of the Mystic River Corporation.” And it authorizes said corporations to “ sell, convey and transfer . . . all or any part of their respective lands, wharves, property, rights, privileges and franchises” to said Elevator Company. And the identity of the persons interested in the three corporations will be shown by the fact that the incorporators of all are in a majority the same persons.

To understand the scope of this bill it becomes necessary to examine the provisions of law creating the Mystic River Corporation. That Act, chapter 105 of the laws of 1852, permitted the city of Charlestown, and such other proprietors of lands and flats situated in Charlestown “ as shall vote to accept this act at a meeting called for that purpose, are hereby authorized to enclose by a good and sufficient sea-wall, and to fill up a portion of the flats lying between the north or main channel, and the south channel in said river,” bounded as in said act set forth, which are the same lands and flats, the unsold portion of which are now claimed by the Mystic River Corporation.

The act provides that “ the proprietors shall be required to keep open to its present depth the south channel of the Mystic River from the point of termination at Elm Street to the main channel near the easterly angle of the timber dock at the easterly corner of the Navy Yard.

“ That they shall widen the north channel by excavating the mud from the southerly side thereof to the depth of the present channel,” from point to point named in said act, “ and shall remove the whole of the shoal in the middle of said channel opposite Chelsea Creek, to the general depth of the channel, and keep the same clear for the convenience of navigation; and if, in consequence of

this widening of the channel, there shall be any shoaling of the same on the northerly side of said river, in front of the wharves belonging to the United States, said proprietors shall restore the channel in that part to its original depth. That the enclosed flats shall be filled to the depth of eight feet. That the work is to be supervised by a commissioner appointed by the Governor, who shall be paid by the proprietors, and said proprietors shall keep up and maintain the excavations so made above these improvements. This act to be void unless the structure and excavations above described shall be commenced within three years, and completed within eight years from and after its passage; and all right and title to the land to be filled up by virtue of this act shall cease if the owners of such land shall fail to maintain all the excavations hereinbefore required to be maintained."

And by an act of the same year an addition is made which provides what special lands shall be released to the Commonwealth, and also provides how the sea-wall shall be built and how far extended. The acts show that the purpose of the Commonwealth was to improve the navigation of that part of the river by a grant to the city of Charlestown and the proprietors, to do certain work in filling flats and building a sea-wall which should bound and deepen the north and south channels of said river. And for that purpose the grant was made to the city of Charlestown, in which the tide-waters were situated, jointly with these proprietors.

This improvement, if undertaken by the city of Charlestown, would doubtless have been carried out according to the terms of the act; but it does not appear that the city of Charlestown ever did anything about it. It is certain, however, that said structures and excavations were not commenced within three years and completed within eight years, which was a condition; otherwise the act would be void, because we find that by chapter 55 of the Acts of 1855 the time was extended three years.

Again, by chapter 481 of the Acts of 1855, the Mystic River Corporation was substantially granted a new charter, giving, in addition to the other provisions, the right to build docks, and extending the time of commencing said structure and excavations three years, and the time for the completion ten years.

Substantially no work was commenced, and in 1859

another act was procured, allowing the Mystic River Corporation to sell its land, not exceeding four-fifths, under the supervision of the commissioner; that is to say, under the supervision of a commissioner paid by themselves. Thus a third extension of time for the completion of the improvement was made for ten years, which of course would expire in 1869.

In 1867 the company applied for a fourth extension of time to complete the improvement, and obtained one for ten years after 1869.

Again the improvement was not made, and in 1878 a still further extension was asked for, and ten years more were given them, under which fifth extension the corporation now claims to exist.

By chapter 145 of the Acts of 1880 the Mystic River Corporation was "authorized to extend its band of pier wharf beyond the line now provided by law on the main channel of Mystic River;" and by the second section the corporation is authorized to purchase and hold shares in the Ocean Terminal Railroad Company, which was incorporated in that year, under the charge of the same corporators. This was a corporation to be organized under the general law, but which has not, in fact, been organized under the general law, not having vitality enough to organize itself, or to pay a single dollar towards the construction of its railroad, within two years from which its charter lapsed and its corporators applied for an extension for two years more in 1882, and obtained it by the provisions of chapter 9 of the acts of that year, extending the time of its organization to the 6th day of May of the present year.

Meanwhile, in 1881 the same corporators obtained an act incorporating the Ocean Terminal Railroad Dock and Elevator Company, with the provision of which I have spoken, giving them a right to buy, and the Mystic River Corporation a right to sell, all its property and franchises to that company. But that company had not vitality enough to complete its organization within the terms of the general law, or to do anything whatever, and it now seeks by this bill to have the time for its organization extended two years longer; and the question which presents itself to me is, is there any public exigency for so doing?

It will be seen that the provision for the Mystic River

Corporation to sell to the Dock and Elevator Company, and the authorization of that company to buy, would operate substantially as a confirmation of all the acts and doings of the Mystic River Corporation.

I have traced thus carefully this legislation because it illustrates and explains what has long been complained of as an evil, and which has increased to such an extent as to lead the legislature to inquire whether we ought not to have biennial instead of annual sessions of the legislature.

Suppose every private and public corporation in this Commonwealth should apply, as each would have a right to do, to the legislature for so many acts, and so many grants to cover their incapacities and delinquencies, then the legislature would have to sit every day and every hour during the whole year. But happily that supposition is not the fact. We have before us, however, the fact of this one corporation substantially requiring all this legislation, besides taking advantage of our general laws to perpetuate itself. Each one of these Acts required a hearing before a committee of the legislature, and we are to assume at least full investigation, and then consideration by the two Houses.

The House will do me the favor to remember that I returned to the Senate a similar bill, with my objections, for the extension of the Somerville Wharf and Improvement Company. You will remember how much of the time of the legislature was consumed in the investigation of the validity of those objections, and the propriety of passing such a bill. As an example of the necessity for far-reaching examination, the considerations of the exigency of that bill extended to an investigation of the religious character of the emperors of Rome in the third century, — a topic of research which has consumed much time of ecclesiastics and historians, and covered many pages of sacred and secular history of the conditions of religion and government of that remote period. Even with all the care and attention so properly bestowed upon that investigation by the Senate, this important fact bearing upon the effect of holding land in *mortmain* was not discovered by the legislature, or either body thereof, so far as appears by their official documents, namely, that Philip the Arabian, was a Christian Emperor of Rome, reigning from the year of our Lord 244 to 249; which

would have been discovered, no doubt, if the demands of the public service would have permitted sufficient time to have referred to the letters of Origen, and the writings of Eusebius and Jerome, wherein Philip is alleged to be highly honored for his adherence to Christianity, and is styled as one "*qui primus de regibus Romanis Christianus fuit.*"

In their necessary haste, the Senate was probably misled by looking after a Christian empire, which was established in the fourth century, and not a Christian Emperor who reigned in the third century.

I hope it may not be out of place here to observe that I do not confound Philip, who baptized the heathen treasurer of Queen Candace, with Philip the Arabian. I say this to prevent mistakes which would be no more palpable than for a lawyer to confound the *Magna Charta* of King Henry, an act of Parliament concerning *mortmain*, with the great charter of liberties extorted from King John by his barons.

Former legislatures have been criticised because they occupied more than half of the year to do sufficient legislation to serve the people of the Commonwealth for the remaining six months. The legislation deemed necessary to be had to regulate a single corporation would seem to be a sufficient apology for them.

I am informed the fact to be that the Mystic River Corporation has done no such dredging as is required by the charter in this series of years; and one evidence of that fact is that Joseph E. Bartlett, the leading incorporator, took an individual contract from the United States to do dredging in that vicinity, using the excavated mud to fill up the Mystic River Corporation lands in 1878.

If the House, by one of its committees, will examine this tract of land, as it is within a mile of the State House, I think they will see that I am correct that the fact is that no amount of dredging, filling or construction required by the act has been done.

Another fact which tends to show that the corporation has been fully reimbursed for all possible expenditures is that the corporation sold lately less than one-half of the land included within its limits, to the Boston & Lowell Railroad, for two hundred and eighty thousand dollars (\$280,000), which was within twenty thousand dollars (\$20,000) of the extreme limit of its capital stock.

The corporation has now on the west side of Chelsea Bridge, some fifty acres of flats remaining substantially unfilled, most of which in my judgment are clearly the property of the Commonwealth, and are worth quite as much as the land already sold to the Lowell Railroad on the west side.

Now these flats will probably be shortly needed for the use of the railroads running into Boston for elevator and dock purposes, some of the best water of Boston harbor not occupied by the United States for naval purposes, being adjacent to those flats. Why should the corporation claim these flats as their property, when they have failed to give to the Commonwealth the consideration for which they were to have them, to wit, the completion of a sea-wall, which has not been done, and the filling up of the flats, which would prevent their unhealthiness from the miasma at low tide water, which also has not been done. And why should the legislature pass this bill and sanction the selling of them to another corporation which yet has not had vitality enough in a series of years to raise any capital or complete its organization, and which, when called upon by the tax commissioner to pay a corporate tax, excused itself from so doing because they had not organized. Why, for two years longer, should this cloud be upon the title of the lands of the Commonwealth, or of the adjoining proprietors; and why should it not be open to sale for the purpose for which it is needed, without any interference on their part.

Perhaps there is no better illustration of the mischief of holding land in mortmain than the one before us. Quite a generation has passed since this land was granted to this corporation in consideration of certain public benefits. If it had been in private hands it would have been long since divided, and probably sold by the heirs of the proprietors. The new corporations, the Terminal Railroad, and the Dock and Elevator Companies, have had now three years in which to do something. They have done nothing. The Mystic Corporation has had more than thirty years, and they have done nothing substantially to fill their obligations, but have simply held their lands and waited until they could sell them at an enormous price to a railroad company, which must increase its freightage to the people of the Commonwealth for the purpose of paying the income on that expenditure.

Failing to see any claim that these corporators or corporations have to further existence as organized, I would say that if the legislature does not rehabilitate them, and give them a new existence beyond the reach of the Executive, it will be the duty of the Executive to see that they cumber the ground no longer.

BENJ. F. BUTLER.

The message was ordered to be printed, and the bill was placed in the orders of the day for to-morrow, pending the question, "Shall the bill pass, notwithstanding the objections of His Excellency the Governor?"

*Message from the Governor.*

A message was received from His Excellency the Governor, relative to an appropriation for carrying on the State almshouse at Tewksbury. Read, and on motion of Mr. Hill of Haverhill laid on the table and ordered to be printed. (See House Doc. No. 334.)

Tewksbury  
almshouse.

*Orders of the Day.*

The report of the joint committee on the Judiciary, reference to the next General Court, on the petition of Charles W. Sumner and others for another shire town in the northern part of Plymouth County was accepted, in concurrence.

Orders of the  
day.

The Bill authorizing the Renfrew Manufacturing Company to increase its capital stock and hold additional real estate was read a third time, passed to be engrossed and sent up for concurrence.

The Bill to provide for the abatement of a nuisance in the city of Fall River was further considered, the question being on ordering to a third reading. Various amendments moved by Mr. Davenport of Fall River were adopted. Pending the discussion on the bill, two counts of the House were made, the point of order being raised on each occasion that a quorum was not present. By each count it appeared that less than a quorum was present, and the sergeant-at-arms was directed to enforce the attendance of absentees. After extended debate the bill, as amended, was ordered to a third reading.

At three minutes past five o'clock adjourned.

TUESDAY, May 1, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petition Presented.*

Boston Special  
Capital Co.

By Mr. Marden of Lowell, the vote of the New England Shoe and Leather Association, A. P. Martin, President, Charles S. Ingalls, Secretary, approving the general purposes of the Bill to incorporate the Boston Special Capital Company. Referred to the committee on Mercantile Affairs and sent up for concurrence.

*Paper from the Senate.*

Probate Courts,  
— Marriage, di-  
vorce, alimony,  
etc.

Notice was received from the Senate of the rejection by that branch, of the House Bill giving probate courts jurisdiction of causes of divorce, nullity of marriage, alimony, separate support of wife, and the custody and maintenance of minor children.

*Bills Enacted.*

Bills enacted.

Engrossed bills :

To incorporate the Sharon Water Company ;  
To supply the town of Wellesley with water ;  
To incorporate the Quincy Water Company ;  
To incorporate the Palmer Water Company ;  
To incorporate the Marblehead Water Company ; and  
To incorporate the East Weymouth Water Company ;  
(Which severally originated in the Senate) ;  
Were severally passed to be enacted, signed and sent to the Senate.

*Taken from the Table.*

Tewksbury  
Almshouse.

On motion of Mr. Hill of Haverhill the message from His Excellency the Governor, relative to an appropriation for carrying on the State almshouse at Tewksbury, was taken from the table and was, on further motion of the same gentleman, referred to the committee on Expenditures and sent up for concurrence.

*Orders of the Day.*

Orders of the  
day.

The report of the committee on Water Supply and Drainage, reference to the next General Court, on the

petitions of the cities of Boston and Cambridge and the town of Andover, severally, for authority to take the water of Shawsheen River for a water supply was accepted, in concurrence.

The Bill to authorize the Great Barrington Fire District to take or purchase the franchise and property of the Great Barrington Water Company was read a third time, amended on motions of Mr. Williams of Foxborough, passed to be engrossed and sent up for concurrence.

Bills :

For the better enforcement of the laws against the adulteration of food and drugs ; and

Relating to indigent and neglected children ;

Were severally read a second time and ordered to a third reading.

The Bill relative to the equity jurisdiction of the superior court was further considered, amended on motion of Mr. Williams of Foxborough, and after debate was passed to be engrossed and sent up for concurrence.

The Bill making appropriations for salaries and expenses at the State Almshouse at Tewksbury was read a second time and considered. Mr. Chamberlain of Cambridge raised a point of order, that under House Rule 48 the bill under consideration was not properly before the House, since a measure substantially the same had been finally rejected by the House during the present session, namely, the "Bill making appropriations for expenses of the various charitable and reformatory institutions," which had been returned to the House by His Excellency the Governor with his objections thereto, and which failed to pass. The Chair ruled that the point was not well taken, the two bills being substantially different. The Chair also remarked that the committee on Finance, under a standing order of the House, was authorized to report from time to time such appropriation bills as the exigencies of the public service might require, and there is an undoubted exigency for this bill. Mr. Belden of Williamstown moved that the bill be referred to the committee on Expenditures, which motion was rejected. Messrs. Aldrich of Marlborough and Hopkins of Millbury moved certain amendments, pending which, and pending the main question on ordering the bill to a third reading, the House,

Point of order.

At five minutes before five o'clock, adjourned.

## JOURNAL OF THE HOUSE,

WEDNESDAY, May 2, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Report of a Committee.*

New Bedford.—  
Highway over  
Acushnet River.

By Mr. Candage of Brookline, from the committee on Harbors and Public Lands, that the Bill (recommitted with instructions) to authorize the city of New Bedford to build a highway over the tide-waters of Acushnet River ought to pass in a new draft with the title "Bill to authorize the city of New Bedford to build a highway over the tide-waters of Acushnet River, and to take certain lands adjoining the same for the preservation of the health of said city." Read and ordered to a second reading.

Inspection of  
meat.

*Papers from the Senate.*

A Report of the committee on Public Health, inexpedient to legislate, on an order relative to amending the law relative to the inspection of beef and other meats, accepted by the Senate, was read and placed in the orders of the day for to-morrow.

Franklin Water  
Company.

The Bill to incorporate the Franklin Water Company, reported on a petition and passed to be engrossed by the Senate, was read and ordered to a second reading.

Trials before  
trial justices.

The House Bill in relation to examinations and trials in criminal cases before a trial justice, came down from the Senate, passed to be engrossed, in concurrence, with certain amendments, in which the House concurred, under a suspension of the rule.

Dressed  
poultry.  
Tellers at town  
meetings.

The House bills :

Concerning the sale of dressed poultry ; and

Authorizing moderators, selectmen and town clerks to appoint tellers in town meetings ;

Came down from the Senate, severally passed to be engrossed, in concurrence, with certain amendments. Severally placed in the orders of the day for to-morrow, the question in each case being on concurring with the Senate in the amendments.

Boston Special  
Capital Co.

The petition of the Boston Merchants' Association, in aid of the petition of William Clafin and others, for an act of incorporation as the Boston Special Capital Company was

referred, in concurrence, to the committee on Mercantile Affairs.

*Bill Enacted.*

An engrossed Bill making appropriations for the completion of the double-tracking of the Troy & Greenfield Railroad and Hoosac Tunnel (which originated in the Senate), was passed to be enacted, signed and sent to the Senate.

*Bill enacted.*

*Orders of the Day.*

The Bill making appropriations for salaries and expenses at the State Almshouse at Tewksbury, being the unfinished business of yesterday, was further considered, the question being on ordering the bill to a third reading. On motion of Mr. Cogswell of Salem, it was voted to close debate at half-past four o'clock unless a vote should be sooner reached.

*Orders of the day.*

That hour being reached, Mr. Mellen of Worcester asked that he might be excused from voting on the pending amendment. At the request of Mr. Hopkins of Millbury, the yeas and nays were ordered on this question, and, the roll being called, Mr. Mellen was excused by a vote of 116 yeas to 46 nays, as follows:

YEAS.

Messrs. Adams, Frank W.	Messrs. Butler, Thomas C.
Aiken, John A.	Butterfield, Jesse B.
Aldrich, Samuel N.	Candage, Rufus G. F.
Allen, Heman L.	Chappelle, Julius C.
Ambrose, David L.	Cheever, John H.
Babbitt, Francis S.	Chester, William F.
Baker, Charles H.	Clark, Wilder P.
Ball, George H.	Cluff, Daniel B.
Barker, Forrest E.	Cogswell, William
Barker, George A.	Copeland, William A.
Barton, John S.	Costello, Michael W.
Bates, Emory L.	Courtney, John
Belden, Charles D.	Cowdrey, George
Bird, Warren A.	Craig, George E.
Bixby, Nelson H.	Cushing, Louis T.
Brigham, Andrew C.	Cushman, Solomon F.
Browne, Andrew J.	Davenport, James F.
Burr, Charles C.	Davis, Samuel M.
Bush, Horace W.	Doherty, John
Butler, Daniel	Dolan, Michael J.
Butler, Edward P.	Donahoe, Charles W.

## JOURNAL OF THE HOUSE,

<b>Messrs.</b>	<b>Eaton, William N.</b>	<b>Messrs.</b>	<b>Miller, John D.</b>
	<b>Ernst, George A. O.</b>		<b>Morrison, Alva S.</b>
	<b>Fennessey, Jer. G.</b>		<b>Morse, Bushrod</b>
	<b>Fernald, Oliver G.</b>		<b>Morse, Leonard T.</b>
	<b>Fisk, David</b>		<b>Nourse, Henry S.</b>
	<b>Foley, Patrick E.</b>		<b>Olmsted, John</b>
	<b>Frizzell, William H.</b>		<b>Parker, John L.</b>
	<b>Fuller, Warren D.</b>		<b>Pattee, Wm. G. A.</b>
	<b>Gaffney, Frank H.</b>		<b>Peck, Herbert L.</b>
	<b>Gilmartin, Dennis</b>		<b>Pedrick, Francis E.</b>
	<b>Gimlich, Jacob</b>		<b>Potter, Burton W.</b>
	<b>Glines, Edward</b>		<b>Reed, Charles M.</b>
	<b>Goodman, Allen W.</b>		<b>Reynolds, Enos II.</b>
	<b>Gove, Jesse M.</b>		<b>Rice, Samuel I.</b>
	<b>Higginbottom, Allen</b>		<b>Richardson, Chas. W.</b>
	<b>Hildreth, Edwin A.</b>		<b>Richardson, David M.</b>
	<b>Hill, Edwin N.</b>		<b>Sargent, Wingate P.</b>
	<b>Holbrook, Caleb</b>		<b>Saville, Leonard A.</b>
	<b>Hopkins, John</b>		<b>Smith, Joel</b>
	<b>Howes, Erastus</b>		<b>Sprague, Henry H.</b>
	<b>Howes, Lewis W.</b>		<b>Staples, Samuel</b>
	<b>Hubbard, Sabin</b>		<b>Stockbridge, Levi</b>
	<b>Huntoon, George L.</b>		<b>Sweetser, Albert H.</b>
	<b>Jacobs, Joseph, Jr.</b>		<b>Tyler, Albert</b>
	<b>Kellogg, George</b>		<b>Varnum, Daniel H.</b>
	<b>Kilduff, William</b>		<b>Warfield, Henry L.</b>
	<b>Kingsley, Chester W.</b>		<b>Welch, Americus</b>
	<b>Kniffin, George E.</b>		<b>Weston, Thomas, Jr.</b>
	<b>Learnard, George E.</b>		<b>White, Henry J.</b>
	<b>Leighton, John W.</b>		<b>Whitin, Arthur F.</b>
	<b>Leonard, Edwin</b>		<b>Whiting, Albert T.</b>
	<b>Linnell, Solomon, 2d.</b>		<b>Wildes, Ansel F.</b>
	<b>Littlefield, George W.</b>		<b>Wilkinson, John W.</b>
	<b>Lord, Charles S.</b>		<b>Williams, Fred. H.</b>
	<b>Maguire, John G.</b>		<b>Willson, Edmund B.</b>
	<b>McDonald, Patrick F.</b>		<b>Winchester, Fitch A.</b>
	<b>Melden, William R.</b>		<b>Wolcott, Roger.</b>

## NAYS.

<b>Messrs.</b>	<b>Baker, John I.</b>	<b>Messrs.</b>	<b>Freeman, Clarendon A.</b>
	<b>Bowker, Horace L.</b>		<b>Freeman, Josiah</b>
	<b>Chamberlain, Geo. D.</b>		<b>Gifford, John W.</b>
	<b>Clark, Aaron F.</b>		<b>Hunt, Samuel C.</b>
	<b>Clark, Elijah C.</b>		<b>Kelley, Joseph J.</b>
	<b>Cobb, Francis D.</b>		<b>Lamb, Abraham J.</b>
	<b>Dolan, Daniel F.</b>		<b>Lincoln, Charles S.</b>
	<b>Dwinell, James F.</b>		<b>Mackintosh, Charles A.</b>
	<b>Eames, Warren</b>		<b>Manning, Patrick H.</b>
	<b>Eastman, Edmund T.</b>		<b>Martin, Henry B.</b>

Messrs. Means, Arthur F.	Messrs. Reade, John
McCormick, Martin S.	Sayward, William H.
McGaragle, Patrick F.	Sexton, Michael
Miller, Charles H.	Shaylor, Pliny M.
Moriarty, Eugene M.	Snow, Edmund F.
Nason, Jesse L.	Stow, T. Dwight
Newell, Charles S.	Sullivan, Dennis A.
O'Connell, David F.	Tarone, James
Parker, Walter O.	Warner, John F.
Perry, Isaac F. B.	Webster, Franklin I.
Pilsbury, Edwin L.	Wheeler, Charles
Putney, Lyman K.	Wiggins, Thomas P.
Randall, Charles L.	Wright, John H.

Yea<sup>s</sup>, 116; nay<sup>s</sup>, 46.

Mr. Joyner of Great Barrington moved to adjourn and asked that the vote be taken by yeas and nays. The roll was called and the motion was rejected by a vote of 81 yeas to 85 nays, as follows:

YEAS.

Messrs. Aiken, John A.	Messrs. Foley, Patrick E.
Aldrich, Samuel N.	Frizzell, William H.
Allen, Heman L.	Gaffney, Frank H.
Baker, John I.	Gilmartin, Dennis
Barker, George A.	Gimlich, Jacob
Barton, John S.	Holbrook, Caleb
Bird, Warren A.	Hopkins, John
Bixby, Nelson H.	Howes, Erastus
Bowker, Horace L.	Hubbard, Sabin
Brigham, Andrew C.	Hunt, Samuel C.
Burr, Charles C.	Joyner, Herbert C.
Butler, Thomas C.	Kelley, Joseph J.
Cheever, John H.	Kellogg, George
Clark, Aaron F.	Kilduff, William
Cobb, Francis D.	Kniffin, George E.
Copeland, William A.	Lamb, Abraham J.
Costello, Michael W.	Leonard, Edwin
Courtney, John	Lincoln, Charles S.
Cowdrey, George	Littlefield, George W.
Craig, George E.	Mackintosh, Chas. A.
Dolan, Daniel F.	Maguire, John G.
Dolan, Michael J.	Manning, Patrick H.
Donahoe, Charles W.	Martin, Henry B.
Eaton, William N.	McCormick, Martin S.
Ernst, George A. O.	McDonald, Patrick F.
Fennessey, Jer. G.	McGaragle, Patrick F.
Fernald, Oliver G.	Mellen, James H.

## JOURNAL OF THE HOUSE,

Messrs. Moriarty, Eugene M.	Messrs. Shaylor, Pliny M.
Morrison, Alva S.	Smith, George E.
Morse, Bushrod	Stetson, Alonzo J.
Morse, Leonard T.	Stow, T. Dwight
O'Connell, David F.	Sullivan, Dennis A.
Pattee, William G. A.	Tarone, James
Peck, Herbert L.	Tyler, Albert
Pedrick, Francis E.	Warner, John F.
Randall, Charles L.	Welch, Americus
Reade, John	Wildes, Ansel F.
Reed, Charles M.	Wilkinson, John W.
Reynolds, Enos H.	Williams, John S.
Rice, Samuel I.	Wright, John H.
Richardson, David M.	

## NAYS.

Messrs. Adams, Frank W.	Messrs. Goodman Allen W.
Ambrose, David L.	Gove, Jesse M.
Babbitt, Francis S.	Higginbottom, Allen
Baker, Charles H.	Hildreth, Edwin A.
Ball, George H.	Hill, Edwin N.
Barker, Forrest E.	Howes, Lewis W.
Bates, Emory L.	Huntoon, George L.
Bush, Horace W.	Jacobs, Joseph, Jr.
Butler, Daniel	Jefts, Luman T.
Butler, Edward P.	Kingsley, Chester W.
Butterfield, Jesse B.	Knox, Charles H.
Candage, Rufus G. F.	Learnard, George E.
Chamberlain, Geo. D.	Leighton, John W.
Chappelle, Julius C.	Linnell, Solomon, 2d
Chester, William F.	Lord, Charles S.
Clark, Charles N.	Means, Arthur F.
Clark, Elijah C.	Miller, John D.
Clark, Wilder P.	Nason, Jesse L.
Cluff, Daniel B.	Newell, Charles S.
Cushing, Louis T.	Nourse, Henry S.
Cushman, Solomon F.	Parker, John L.
Davenport, James F.	Parker, Walter O.
Davis, Samuel M.	Perry, Isaac F. B.
Doherty, John	Pilsbury, Edwin L.
Dwinell, James F.	Potter, Burton W.
Eames, Warren	Putney, Lyman K.
Eastman, Edmund T.	Sargent, Wingate P.
Fisk, David	Saville, Leonard A.
Freeman, Clarendon A.	Sayward, William H.
Freeman, Josiah	Sexton, Michael
Fuller, Warren D.	Smith, Charles
Gifford, John W.	Smith, Joel
Glines, Edward	Snow, Edmund F.

<b>Messrs.</b>	<b>Sprague, Henry H.</b>	<b>Messrs.</b>	<b>Webster, Franklin I.</b>
Staples, Samuel		Weston, Thomas, Jr.	
Starbird, Charles D.		White, Henry J.	
Stebbins, John B.		Whitin, Arthur F.	
Stockbridge, Levi		Whiting, Albert T.	
Sweetser, Albert H.		Wiggins, Thomas P.	
Towne, Charles A.		Williams, Fred. H.	
Varnum, Daniel H.		Willson, Edmund B.	
Walker, Aaron G.		Wolcott, Roger.	
Warfield, Henry L.			

Yea<sup>s</sup>, 81; nay<sup>s</sup>, 85.

Mr. E. P. Butler of Boston, moved that the doors be locked to prevent the egress of members. At the request of Mr. Fennessey of Boston, the yeas and nays were ordered on this question, and, the roll being called, the motion was carried by a vote of 78 yeas to 70 nays, as follows:

YEAS.

<b>Messrs.</b>	<b>Adams, Frank W.</b>	<b>Messrs.</b>	<b>Freeman, Josiah</b>
Allen, Heman L.		Glines, Edward	
Babbitt, Francis S.		Goodman, Allen W.	
Baker, Charles H.		Gove, Jesse M.	
Ball, George H.		Hildreth, Edwin A.	
Barker, Forrest E.		Hill, Edwin N.	
Bixby, Nelson H.		Howes, Lewis W.	
Burr, Charles C.		Huntoon, George L.	
Butler, Daniel		Jacobs, Joseph, Jr.	
Butler, Edward P.		Kellogg, George	
Candage, Rufus G. F.		Kingsley, Chester W.	
Chamberlain, Geo. D.		Learnard, George E.	
Chester, William F.		Leighton, John W.	
Clark, Aaron F.		Linnell, Solomon, 2d	
Clark, Charles N.		Lord, Charles S.	
Clark, Wilder P.		Means, Arthur F.	
Cluff, Daniel B.		McCormick, Martin S.	
Cobb, Francis D.		McDonald, Patrick F.	
Cushing, Louis T.		Miller, John D.	
Cushman, Solomon F.		Nason, Jesse L.	
Davenport, James F.		Newell, Charles S.	
Davis, Samuel M.		Parker, John L.	
Dwinell, James F.		Parker, Walter O.	
Eames, Warren		Perry, Isaac F. B.	
Eastman, Edmund T.		Pilsbury, Edwin L.	
Ernst, George A. O.		Putney, Lyman K.	
Fisk, David		Sargent, Wingate P.	
Freeman, Clarendon A.		Saville, Leonard A.	

## JOURNAL OF THE HOUSE,

<b>Messrs.</b>	<b>Sayward, William H.</b>	<b>Messrs.</b>	<b>Varnum, Daniel H.</b>
	<b>Smith, George E.</b>		<b>Walker, Aaron G.</b>
	<b>Smith, Joel</b>		<b>Warfield, Henry L.</b>
	<b>Snow, Edmund F.</b>		<b>Weston, Thomas, Jr.</b>
	<b>Sprague, Henry H.</b>		<b>Wheeler, Charles</b>
	<b>Staples, Samuel</b>		<b>White, Henry J.</b>
	<b>Starbird, Charles D.</b>		<b>Whitin, Arthur F.</b>
	<b>Stebbins, John B.</b>		<b>Whiting, Albert T.</b>
	<b>Stow, T. Dwight</b>		<b>Williams, Fred. H.</b>
	<b>Sweetser, Albert H.</b>		<b>Willson, Edmund B.</b>
	<b>Tarone, James</b>		<b>Wolcott, Roger.</b>

**NAYS.**

<b>Messrs.</b>	<b>Aiken, John A.</b>	<b>Messrs.</b>	<b>Kniffin, George E.</b>
	<b>Baker, John I.</b>		<b>Knox, Charles H.</b>
	<b>Barton, John S.</b>		<b>Lamb, Abraham J.</b>
	<b>Bowker, Horace L.</b>		<b>Leonard, Edwin</b>
	<b>Brigham, Andrew C.</b>		<b>Lincoln, Charles S.</b>
	<b>Bush, Horace W.</b>		<b>Littlefield, George W.</b>
	<b>Butler, Thomas C.</b>		<b>Mackintosh, Chas. A.</b>
	<b>Butterfield, Jesse B.</b>		<b>Maguire, John G.</b>
	<b>Cheever, John H.</b>		<b>Manning, Patrick H.</b>
	<b>Clark, Elijah C.</b>		<b>McGaragle, Patrick F.</b>
	<b>Costello, Michael W.</b>		<b>Melden, William R.</b>
	<b>Courtney, John</b>		<b>Mellen, James H.</b>
	<b>Cowdrey, George</b>		<b>Miller, Charles H.</b>
	<b>Craig, George E.</b>		<b>O'Connell, David F.</b>
	<b>Doherty, John</b>		<b>Pattee, William G. A.</b>
	<b>Dolan, Daniel F.</b>		<b>Peck, Herbert L.</b>
	<b>Dolan, Michael J.</b>		<b>Pedrick, Francis E.</b>
	<b>Donahoe, Charles W.</b>		<b>Randall, Charles L.</b>
	<b>Eaton, William N.</b>		<b>Reade, John</b>
	<b>Fennessey, Jer. G.</b>		<b>Reed, Charles M.</b>
	<b>Fernald, Oliver G.</b>		<b>Reynolds, Enos H.</b>
	<b>Foley, Patrick E.</b>		<b>Richardson, David M.</b>
	<b>Frizzell, William H.</b>		<b>Sexton, Michael</b>
	<b>Fuller, Warren D.</b>		<b>Shaylor, Pliny M.</b>
	<b>Gaffney, Frank H.</b>		<b>Stetson, Alonzo J.</b>
	<b>Gilmartin, Dennis</b>		<b>Stockbridge, Levi</b>
	<b>Gimlich, Jacob</b>		<b>Sullivan, Dennis A.</b>
	<b>Holbrook, Caleb</b>		<b>Tilly, John</b>
	<b>Hopkins, John</b>		<b>Warner, John F.</b>
	<b>Hubbard, Sabin</b>		<b>Webster, Franklin I.</b>
	<b>Hunt, Samuel C.</b>		<b>Welch, Americus</b>
	<b>Jefts, Luman T.</b>		<b>Whitney, William H.</b>
	<b>Joyner, Herbert C.</b>		<b>Wildes, Ansel F.</b>
	<b>Kelley, Joseph J.</b>		<b>Wilkinson, John W.</b>
	<b>Kilduff, William</b>		<b>Williams, John S.</b>

Yeas, 78; nays, 70.

On this question, Messrs. Cogswell of Salem and Higginbottom of Holyoke, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Moriarty of Worcester and Wright of Holyoke.

Mr. Dolan of Lawrence then moved that the House adjourn. On this question the yeas and nays were ordered, and, the roll being called, the motion was rejected by a vote of 62 yeas to 74 nays, as follows:

## YEAS.

Messrs. Aiken, John A.	Messrs. Kelley, Joseph J.
Allen, Heman L.	Kellogg, George
Baker, John I.	Kilduff, William
Barton, John S.	Kniffin, George E.
Bixby, Nelson H.	Knox, Charles H.
Bowker, Horace L.	Leonard, Edwin
Butler, Thomas C.	Lincoln, Charles S.
Cheever, John H.	Littlefield, George W.
Costello, Michael W.	Mackintosh, Chas. A.
Courtney, John	Manning, Patrick H.
Cowdrey, George	McCormick, Martin S.
Craig, George E.	McDonald, Patrick F.
Cushing, Louis T.	Melden, William R.
Doherty, John	Mellen, James H.
Dolan, Daniel F.	Moriarty, Eugene M.
Dolan, Michael J.	O'Connell, David F.
Donahoe, Charles W.	Pattee, William G. A.
Eaton, William N.	Perry, Isaac F. B.
Fennessey, Jer. G.	Reade, John
Fernald, Oliver G.	Reynolds, Enos H.
Fisk, David	Richardson, David M.
Foley, Patrick E.	Sexton, Michael
Frizzell, William H.	Stetson, Alonzo J.
Gaffney, Frank H.	Stow, T. Dwight
Gifford, John W.	Sullivan, Dennis A.
Gilmartin, Dennis	Tarone, James
Gimlich, Jacob	Warner, John F.
Hopkins, John	Welch, Americus
Howes, Erastus	Wildes, Ansel F.
Hunt, Samuel C.	Wilkinson, John W.
Joyner, Herbert C.	Williams, John S.

## NAYS.

Messrs. Adams, Frank W.	Messrs. Burr, Charles C.
Babbitt, Francis S.	Butler, Daniel
Baker, Charles H.	Butler, Edward P.
Ball, George H.	Candage, Rufus G. F.
Barker, Forrest E.	Chamberlain, Geo. D.

## JOURNAL OF THE HOUSE,

<b>Messrs.</b> Chester, William F.	<b>Messrs.</b> Parker, John L.
Clark, Charles N.	Parker, Walter O.
Clark, Elijah C.	Pilsbury, Edwin L.
Clark, Wilder P.	Putney, Lyman K.
Cluff, Daniel B.	Sargent, Wingate P.
Cobb, Francis D.	Saville, Leonard A.
Cushman, Solomon F.	Sayward, William H.
Davenport, James F.	Shaylor, Pliny M.
Davis, Samuel M.	Smith, George E.
Dwinell, James F.	Smith, Joel
Eames, Warren	Snow, Edmund F.
Eastman, Edmund T.	Sprague, Henry H.
Ernst, George A. O.	Staples, Samuel
Freeman, Clarendon A.	Starbird, Charles D.
Freeman, Josiah	Stebbins, John B.
Glines, Edward	Stockbridge, Levi
Goodman, Allen W.	Sweetser, Albert H.
Gove, Jesse M.	Tilly, John
Hildreth, Edwin A.	Towne, Charles A.
Hill, Edwin N.	Varnum, Daniel H.
Howes, Lewis W.	Walker, Aaron G.
Hubbard, Sabin	Warfield, Henry L.
Huntoon, George L.	Webster, Franklin I.
Jacobs, Joseph, Jr.	Weston, Thomas, Jr.
Kingsley, Chester W.	Wheeler, Charles
Learnard, George E.	White, Henry J.
Leighton, John W.	Whitin, Arthur F.
Linnell, Solomon, 2d	Whiting, Albert T.
Lord, Charles S.	Whitney, William H.
Means, Arthur F.	Williams, Fred. H.
Miller, John D.	Willson, Edmund B.
Nason, Jesse L.	Wolcott, Roger.

Yeas, 62; nays, 74.

Mr. Moriarty of Worcester moved that the doors be unlocked. After debate the yeas and nays were ordered on this question, at the request of Mr. Mellen of Worcester, and, the roll being called, the motion was rejected by a vote of 63 yeas to 71 nays, as follows:

## YEAS.

<b>Messrs.</b> Aiken, John A.	<b>Messrs.</b> Costello, Michael W.
Allen, Heman L.	Courtney, John
Baker, John I.	Cowdrey, George
Barton, John S.	Craig, George E.
Bowker, Horace L.	Cushing, Louis T.
Butler, Thomas C.	Doherty, John
Cheever, John H.	Dolan, Daniel F.

Messrs. Donahoe, Charles W.	Messrs. McCormick, Martin S.
Eames, Warren	McDonald, Patrick F.
Eaton, William N.	Melden, William R.
Fennessey, Jer. G.	Mellen, James H.
Fernald, Oliver G.	Moriarty, Eugene M.
Fisk, David	O'Connell, David F.
Foley, Patrick E.	Pattee, William G. A.
Frizzell, William H.	Perry, Isaac F. B.
Gaffney, Frank H.	Randall, Charles L.
Gilmartin, Dennis	Reade, John
Gimlich, Jacob	Reynolds, Enos H.
Hopkins, John	Richardson, David M.
Howes, Erastus	Saville, Leonard A.
Hunt, Samuel C.	Sexton, Michael
Jacobs, Joseph, Jr.	Shaylor, Pliny M.
Joyner, Herbert C.	Stetson, Alonzo J.
Kelley, Joseph J.	Sullivan, Dennis A.
Kilduff, William	Tarone, James
Knifflin, George E.	Warner, John F.
Knox, Charles H.	Webster, Franklin I.
Leonard, Edwin	Welch, Americus
Lincoln, Charles S.	Wildes, Ansel F.
Littlefield, George W.	Wilkinson, John W.
Mackintosh, Chas. A.	Williams, John S.
Manning, Patrick H.	

**NAYS.**

Messrs. Adams, Frank W.	Messrs. Ernst, George A. O.
Babbitt, Francis S.	Freeman, Clarendon A.
Baker, Charles H.	Glines, Edward
Ball, George H.	Goodman, Allen W.
Barker, Forrest E.	Gove, Jesse M.
Bixby, Nelson H.	Hildreth, Edwin A.
Burr, Charles C.	Hill, Edwin N.
Butler, Daniel	Howes, Lewis W.
Butler, Edward P.	Hubbard, Sabin
Candage, Rufus G. F.	Huntoon, George L.
Chamberlain, Geo. D.	Kellogg, George
Chester, William F.	Kingsley, Chester W.
Clark, Charles N.	Learnard, George E.
Clark, Elijah C.	Leighton, John W.
Clark, Wilder P.	Linwell, Solomon, 2d.
Cluff, Daniel B.	Lord, Charles S.
Cobb, Francis D.	Means, Arthur F.
Cushman, Solomon F.	Miller, John D.
Davenport, James F.	Nason, Jesse L.
Davis, Samuel M.	Newell, Charles S.
Dwinell, James F.	Parker, John L.
Eastman, Edmund T.	Parker, Walter O.

## JOURNAL OF THE HOUSE,

Messrs. Pilsbury, Edwin L.	Messrs. Towne, Charles A.
Putney, Lyman K.	Varnum, Daniel H.
Sargent, Wingate P.	Walker, Aaron G.
Sayward, William H.	Warfield, Henry L.
Smith, George E.	Weston, Thomas, Jr.
Smith, Joel	Wheeler, Charles
Snow, Edmund F.	White, Henry J.
Sprague, Henry H.	Whitin, Arthur F.
Staples, Samuel	Whiting, Albert T.
Starbird, Charles D.	Whitney, William H.
Stebbins, John B.	Williams, Fred. H.
Stow, T. Dwight	Willson, Edmund B.
Sweetser, Albert H.	Wolcott, Roger.
Tilly, John	

Yea<sup>s</sup>, 63 ; nay<sup>s</sup>, 71.

Mr. Fennessey of Boston again moved that the House adjourn, and, at the request of Mr. Mellen of Worcester, the yeas and nays were ordered on this question. The roll was called, and the motion was rejected by a vote of 58 yeas to 72 nays, as follows :

## YEAS.

Messrs. Aiken, John A.	Messrs. Kilkuff, William
Allen, Heman L.	Kniffin, George E.
Baker, John I.	Knox, Charles H.
Barton, John S.	Leonard, Edwin
Butler, Thomas C.	Lincoln, Charles S.
Cheever, John H.	Littlefield, George W.
Clark, Wilder P.	Mackintosh, Charles A.
Costello, Michael W.	Manning, Patrick H.
Courtney, John	McCormick, Martin S.
Cowdrey, George	McDonald, Patrick F.
Craig, George E.	Melden, William R.
Cushing, Louis T.	Mellen, James H.
Doherty, John	Moriarty, Eugene M.
Dolan, Michael J.	O'Connell, David F.
Donahoe, Charles W.	Perry, Isaac F. B.
Fernald, Oliver G.	Randall, Charles L.
Foley, Patrick E.	Reade, John
Frizzell, William H.	Reynolds, Enos H.
Gaffney, Frank H.	Richardson, David M.
Gilmartin, Dennis	Saville, Leonard A.
Gimlich, Jacob	Sexton, Michael
Hopkins, John	Shaylor, Pliny M.
Howes, Erastus	Staples, Samuel
Hunt, Samuel C.	Stetson, Alonzo J.
Joyner, Herbert C.	Stow, T. Dwight
Kelley, Joseph J.	Tarone, James

Messrs. Warner, John F.  
 Webster, Franklin I.  
 Welch, Americus

Messrs. Wildes, Ansel F.  
 Wilkinson, John W.  
 Williams, John S.

## NAYS.

Messrs. Adams, Frank W.  
 Babbitt, Francis S.  
 Baker, Charles H.  
 Ball, George H.  
 Barker, Forrest E.  
 Bixby, Nelson H.  
 Burr, Charles C.  
 Butler, Daniel  
 Butler, Edward P.  
 Candage, Rufus G. F.  
 Chamberlain, Geo. D.  
 Chester, William F.  
 Clark, Charles N.  
 Clark, Elijah C.  
 Cluff, Daniel B.  
 Cobb, Francis D.  
 Cushman, Solomon F.  
 Davenport, James F.  
 Davis, Samuel M.  
 Dwinell, James F.  
 Eames, Warren  
 Eastman, Edmund T.  
 Ernst, Geo. A. O.  
 Fisk, David  
 Freeman, Clarendon A.  
 Gifford, John W.  
 Glines, Edward  
 Goodman, Allen W.  
 Gove, Jesse M.  
 Hildreth, Edwin A.  
 Hill, Edwin N.  
 Howes, Lewis W.  
 Hubbard, Sabin  
 Huntoon, George L.  
 Jacobs, Joseph, Jr.  
 Kellogg, George

Messrs. Kingsley, Chester W.  
 Learnard, George E.  
 Leighton, John W.  
 Linnell, Solomon, 2d  
 Lord, Charles S.  
 Means, Arthur F.  
 Miller, John D.  
 Nason, Jesse L.  
 Newell, Charles S.  
 Parker, John L.  
 Parker, Walter O.  
 Pilshury, Edwin L.  
 Putney, Lyman K.  
 Sargent, Wingate P.  
 Sayward, William H.  
 Smith, George E.  
 Smith, Joel  
 Snow, Edmund F.  
 Sprague, Henry H.  
 Starbird, Charles D.  
 Stebbins, John B.  
 Sweetser, Albert H.  
 Tilly, John  
 Towne, Charles A.  
 Varnum, Daniel H.  
 Walker, Aaron G.  
 Warfield, Henry L.  
 Weston, Thomas, Jr.  
 Wheeler, Charles  
 White, Henry J.  
 Whitin, Arthur F.  
 Whiting, Albert T.  
 Whitney, William H.  
 Williams, Fred. H.  
 Willson, Edmund B.  
 Wolcott, Roger.

Yeas, 58; nays, 72.

Mr. Moriarty of Worcester raised the point of order that a majority of the members could not by their vote virtually imprison the minority. The Speaker declared the point not well taken.

Mr. Stow of Fall River moved that the doors be un-

## JOURNAL OF THE HOUSE.

locked. The Speaker ruled that the motion was not in order, the House having just negative such a motion.

Mr. Moriarty of Worcester moved a reconsideration of the vote whereby the House refused to unlock the doors. The Speaker ruled that the motion was not in order. Mr. Moriarty of Worcester appealed from the decision of the Chair, and the appeal was seconded by Mr. Fennessey of Boston. A motion of Mr. Glines of Somerville that the appeal be laid on the table was ruled out of order.

Pending the discussion on this question, Mr. Moriarty withdrew the appeal, there being no objection, and Mr. Fennessey of Boston moved that Mr. Kelley of Cambridge be granted permission to leave the House. The motion was adopted. The appeal from the decision of the Chair was then renewed by Mr. Baker of Beverly. Mr. Means of Boston raised the point of order that, at this time, after the transaction of other business, the appeal could not be renewed. The Speaker ruled that since the appeal was withdrawn temporarily by consent of the House, under the circumstances he would entertain a renewal of the appeal.

Mr. Mackintosh of Dedham asked that he might be excused from voting on the question of the appeal. At the request of Mr. Mellen of Worcester the yeas and nays were ordered on this question, and, the roll being called, the request of Mr. Mackintosh was refused by a vote of 29 yeas to 61 nays, as follows:

## YEAS.

Messrs. Allen, Heman L.	Messrs. Huntoon, George L.
Babbitt, Francis S.	Lincoln, Charles S.
Baker, Charles H.	Manning, Patrick H.
Ball, George H.	McGaragle, Patrick F.
Barton, John S.	Melden, William R.
Bixby, Nelson H.	Mellen, James H.
Butler, Thomas C.	Morse, Bushrod
Clark, Wilder P.	O'Connell, David F.
Cobb, Francis D.	Parker, John L.
Courtney, John	Reade, John
Cowdrey, George	Sexton, Michael
Fernald, Oliver G.	Sprague, Henry H.
Foley, Patrick E.	Staples, Samuel
Gilmartin, Dennis	Wildes, Ansel F.
Hunt, Samuel C.	

## NAYS.

Messrs. Barker, Forrest E.	Messrs. Butler, Daniel
Burr, Charles C.	Butler, Edward P.

Messrs. Candage, Rufus G. F.	Messrs. Littlefield, George W.
Chamberlain, Geo. D.	McCormick, Martin S.
Clark, Charles N.	McDonald, Patrick F.
Clark, Elijah C.	Miller, John D.
Cluff, Daniel B.	Moriarty, Eugene M.
Craig, George E.	Nason, Jesse L.
Cushing, Louis T.	Newell, Charles S.
Cushman, Solomon F.	Parker, Walter O.
Davenport, James F.	Pattee, William G. A.
Dolan, Daniel F.	Pilsbury, Edwin L.
Dolan, Michael J.	Putney, Lyman K.
Eames, Warren	Sargent, Wingate P.
Eastman, Edmund T.	Saville, Leonard A.
Ernst, George A. O.	Smith, Joel
Freeman, Clarendon A.	Snow, Edmund F.
Freeman, Josiah	Starbird, Charles D.
Glines, Edward	Stebbins, John B.
Goodman, Allen W.	Sweetser, Albert H.
Gove, Jesse M.	Tarone, James
Hildreth, Edwin A.	Towne, Charles A.
Hill, Edwin N.	Varnum, Daniel H.
Howes, Lewis W.	Walker, Aaron G.
Hubbard, Sabin	Warfield, Henry L.
Jacobs, Joseph, Jr.	Whitin, Arthur F.
Kellogg, George	Whiting, Albert T.
Kilduff, William	Wilkinson, John W.
Learnard, George E.	Williams, Fred. H.
Leighton, John W.	Willson, Edmund B.
Linnell, Solomon, 2d	

Yeas, 29 ; nays, 61.

Pending the question " Shall the decision of the Chair stand as the judgment of the House ? " the House,  
At fifteen minutes past seven o'clock, adjourned.

THURSDAY, May 3, 1883.

Met according to adjournment.

Prayer was offered by Rev. Mr. Dowse, Chaplain of the Senate.

*Petitions Presented.*

By Mr. Aldrich of Marlborough, petition of A. P. Martin and others in aid of the Bill to incorporate the Boston Special Capital Company. Referred to the committee on Mercantile Affairs, and sent up for concurrence.

Boston Special  
Capital Co.

**Malden charter.**

By Mr. Chester of Malden, petition of the mayor of Malden for an amendment of the charter of the city of Malden. On motion of Mr. Chester, the 12th joint rule was suspended, and the petition was sent to the Senate for concurrence in the suspension of the rule.

*Reports of Committees.***State Normal School at Bridgewater, — Town River.**

By Mr. Smith of Andover, from the committee on Water Supply and Drainage, asking to be discharged from further consideration of the petition of the selectmen of Bridgewater and others, for legislation to prevent the discharge of sewage from the State Normal School into Town River, and recommending its reference to the committee on Public Health. Read, accepted and sent up for concurrence.

**Fall River, — Mary B. Young.**

By Mr. Aldrich of Marlborough, from the committee on the Judiciary, on a petition, a Bill to authorize the city of Fall River to take a deed of certain land in said city from Mary B. Young for certain purposes. [Messrs. Cogswell of Salem, Sprague of Boston and Means of Boston dissenting.] Read and ordered to a second reading.

*Papers from the Senate.***Phœnix Brew-ing Company.**

A Bill to authorize the Phœnix Brewing Company to manufacture ale, passed to be engrossed by the Senate, was read and referred to the committee on the Judiciary.

**Elevators.**

The House Bill to provide against the use of unsafe elevators came down from the Senate, passed to be engrossed, in concurrence, with certain amendments. Placed in the orders of the day for to-morrow, the question being on concurring with the Senate in the amendments.

*Bills Enacted and Resolve Passed.***Engrossed bills :****Bills enacted, — resolve passed.**

Empowering cities to regulate by ordinance the sale of certain articles by hawkers and pedlers; and  
For the preservation of deer;  
(Which severally originated in the House); and  
Providing for the disposal of the sewage of the State Prison (which originated in the Senate);  
Were severally passed to be enacted, signed and sent to the Senate.

An engrossed Resolve relative to the claim of the Commonwealth against the United States for moneys expended for coast defence (which originated in the Senate), was passed, signed and sent to the Senate.

*Orders of the Day.*

The Bill making appropriations for salaries and expenses at the State Almshouse at Tewksbury was further considered, the question being on ordering to a third reading. The pending amendments moved by Mr. Hopkins of Millbury were withdrawn by that gentleman, there being no objection. On the pending amendment moved by Mr. Aldrich of Marlborough to strike out in section 1, lines 8 and 9, the words "a sum not exceeding twenty thousand dollars," the yeas and nays were ordered, at the request of Mr. Hopkins of Millbury, and, the roll being called, the amendment was rejected by a vote of 80 yeas to 115 nays, as follows :

*Orders of the day.*

YEAS.

Messrs. Aiken, John A.	Messrs. Fuller, Warren D.
Aldrich, Samuel N.	Gaffney, Frank H.
Allen, Heman L.	Gifford, John W.
Baker, John I.	Gimlich, Jacob
Barnard, Charles T.	Hall, Thomas J.
Barton, John S.	Hayes, John E.
Bird, Warren A.	Holbrook, Caleb
Bowker, Horace L.	Hopkins, John
Butler, Thomas C.	Howes, Erastus
Chappelle, Julius C.	Hunt, Samuel C.
Cheever, John H.	Jackson, John
Clark, Aaron F.	Joyner, Herbert C.
Conlin, Christopher P.	Kelley, Joseph J.
Costello, Michael W.	Kilduff, William
Courtney, John	Kniffin, George E.
Cowdrey, George	Leonard, Edwin
Craig, George E.	Littlefield, George W.
Cronin, Cornelius F.	Maguire, John G.
Dolan, Daniel F.	Manning, Patrick H.
Dolan, Michael J.	Martin, Henry B.
Donahoe, Charles W.	Means, Arthur F.
Douglas, William L.	McCormick, Martin S.
Eaton, William N.	McGaragle, Patrick F.
Entwistle, James R.	McLaughlin, John A.
Fernald, Oliver G.	Melden, William R.
Frizzell, William H.	Moriarty, Eugene M.
Fuller, Charles	Morrison, Alva S.

## JOURNAL OF THE HOUSE,

<b>Messrs.</b> Morse, Bushrod	<b>Messrs.</b> Sexton, Michael
Murphy, John R.	Stetson, Alonzo J.
Pattee, Wm. G. A.	Stow, T. Dwight
Peabody, W. Scott	Sullivan, Dennis A.
Peck, Herbert L.	Tarone, James
Pedrick, Francis E.	Tyler, Albert
Potter, Burton W.	Warner, John F.
Potter, Richman H.	Webster, Franklin I.
Randall, Charles L.	Welch, Americus
Reade, John	Wells, Daniel W.
Reed, Charles M.	Wildes, Ansel F.
Reynolds, Enos H.	Wilkinson, John W.
Richardson, David M.	Wright, John H.

## NAYS.

<b>Messrs.</b> Adams, Frank W.	<b>Messrs.</b> Cushman, Solomon F.
Atherton, Arlon S.	Davenport, James F.
Babbitt, Francis S.	Davis, Samuel M.
Baker, Charles H.	Denham, James R.
Ball, George H.	Dunham, Rufus A.
Bancroft, William A.	Dwinell, James F.
Barker, Forrest E.	Eames, Warren
Barker, George A.	Eastman, Edmund T.
Batchelder, George E.	Fisk, David
Bixby, Nelson H.	Foster, William W.
Boardman, Halsey J.	Freeman, Clarendon A.
Briggs, Bradford B.	Freeman, Josiah
Bugbee, Benajah U.	Glines, Edward
Burr, Charles C.	Goodman, Allen W.
Bush, Horace W.	Gordon, William, Jr.
Butler, Daniel	Harrub, Fred. M.
Butterfield, Jesse B.	Hartwell, Harris C.
Cable, Hobart M.	Higginbottom, Allen
Campbell, Benj. F.	Hildreth, Edwin A.
Candage, Rufus G. F.	Hill, Edwin N.
Carr, Alonzo A.	Howes, Lewis W.
Chamberlain, Geo. D.	Howland, Charles H.
Chester, William F.	Hubbard, Sabin
Clark, Charles N.	Huntoon, George L.
Clark, Elijah C.	Hutchinson, Chas. C.
Clark, George L.	Jacobs, Joseph, Jr.
Clark, Wilder P.	Jefts, Luman T.
Cluff, Daniel B.	Kellogg, George
Cobb, Francis D.	Kimball, William R.
Cogswell, Adams H.	Kingeley, Chester W.
Cogswell, William	Lackey, George A.
Coombs, John P.	Learnard, George E.
Copeland, Wm. A.	Lincoln, Charles S.
Cushing, Louis T.	Lord, Charles S.

Messrs. Martin, Thomas	Messrs. Starbird, Charles D.
Morse, Leonard T.	Stebbins, John B.
Nason, Jesse L.	Stetson, George F.
Newell, Charles S.	Stetson, Sprague S.
Nourse, Henry S.	Stockbridge, Levi
Olmsted, John	Streeter, Dwight W.
Parker, John L.	Sweetser, Albert H.
Parker, Walter O.	Switzer, James W.
Perry, Isaac F. B.	Tilly, John
Pilsbury, Edwin L.	Towne, Charles A.
Putney, Lyman K.	Varnum, Daniel H.
Rice, Samuel I.	Walker, Aaron G.
Richardson, Chas. W.	Warfield, Henry L.
Robinson, Orlando G.	Weston, Thomas, Jr.
Sargent, Wingate P.	Wheeler, Charles
Saville, Leonard A.	White, Henry J.
Sayward, William H.	Whitin, Arthur F.
Searell, William A.	Whiting, Albert T.
Shaylor, Pliny M.	Wiggins, Thomas P.
Smith, Charles	Williams, Fred. H.
Smith, Joel	Willson, Edmund B.
Snow, Edmund F.	Winchester, Fitch A.
Sprague, Henry H.	Wolcott, Roger.
Staples, Samuel	

Yeas, 80; nays, 115.

On this question, Messrs. Shaw of Rockport, Brigham of South Abington, Fennessey of Boston, Foley of Fall River and Mackintosh of Dedham, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Lawrence of Fitchburg, Browne of Boston, Ernst of Boston, Belden of Williams-town and Whitehill of Attleborough.

The bill was ordered to a third reading.

The Bill to incorporate the Franklin Water Company was read a second time and ordered to a third reading.

The report of the committee on Public Health, inexpedient to legislate, on an order relative to amending the law relative to the inspection of beef and other meats was accepted, in concurrence.

The Bill making appropriations for salaries and expenses at the State Primary School at Monson was read a second time and considered. Pending amendments moved by Mr. Hopkins of Millbury and pending the question on ordering the bill to a third reading, the House,

At five o'clock, adjourned.

FRIDAY, May 4, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Order.*

The following order, offered by Mr. Gove of Boston, was adopted under suspension of the 12th joint rule and sent up for concurrence : —

Measures of merchandise.

*Ordered*, That the committee on Mercantile Affairs, to whom was recommitted the "Bill to prevent the use of unlawful measures," be authorized to report a Bill to prevent the use of unlawful measures by any and all vendors of merchandise, or of articles offered for sale.

*Reports of Committees.*

Religious instruction in State institutions.

By Mr. Learnard of Boston, from the committee on Public Charitable Institutions, inexpedient to legislate, on an order relative to amending chapter 222, section 9 of the Public Statutes, so that the inmates of our State institutions may not be coerced into attending religious instructions obnoxious to their conscience. [Messrs. Mel- len of Worcester and Murphy of Boston dissenting, and recommending as a substitute for the report a "Bill to protect minor inmates of the State charitable and reformatory institutions in their religious rights."] Read and placed in the orders of the day for Monday.

Charlton, —  
Albert Knight.

By Mr. Bancroft of Cambridge, from the committee on Military Affairs, on a petition, a Bill to authorize the town of Charlton to pay a bounty to Albert Knight. Read and ordered to a second reading.

*Papers from the Senate.*

Salem, — North River flats.

The Bill to authorize the city of Salem to take certain lands or flats in the North River in said city reported on a petition and passed to be engrossed by the Senate, was read and ordered to a second reading.

Evening schools.

The House Bill for the establishment and maintenance of evening schools came down from the Senate passed to be engrossed, in concurrence, with an amendment. Placed in the orders of the day for Monday, the question being on concurring with the Senate in the amendment.

The following order came down from the Senate for concurrence in the suspension of the 12th joint rule, in which the House concurred :—

*Ordered*, That the committee on the Judiciary consider the expediency of amending the provisions of chapter 49 of the Public Statutes, relative to the payment of damages when the persons claiming the damages have different or separate interests in the property for injury to which the damages are claimed.

Notice was received from the Senate of the rejection by that branch of the Senate Bill in relation to liens on buildings and lands, reported on an order relating to the subject.

### *Orders of the Day.*

The Bill making appropriations for salaries and expenses at the State Primary School at Monson, being the unfinished business of yesterday, was further considered, the question being on ordering to a third reading. On the pending amendment moved by Mr. Hopkins of Millbury, to strike out in section 1, line 8, the word "seventeen" and insert the word "ten," the yeas and nays were ordered at his request. The question was first put on allowing the largest sum to stand in the bill, and, the roll being called, the pending amendment was rejected, the House voting to allow "seventeen" to stand by a vote of 89 yeas to 40 nays, as follows :

### YEAS.

Messrs. Adams, Frank W.	Messrs. Campbell, Benj. F.
Ambrose, David L.	Candage, Rufus G. F.
Atherton, Arlon S.	Carr, Alonzo A.
Babbitt, Francis S.	Chappelle, Julius C.
Baker, Charles H.	Chester, William F.
Bancroft, William A.	Clark, Elijah C.
Barker, Forrest E.	Cluff, Daniel B.
Barker, George A.	Cogswell, Adams H.
Barton, John S.	Coombs, John P.
Batchelder, Geo. E.	Davenport, James F.
Belden, Charles D.	Denham, James R.
Briggs, Bradford B.	Dunham, Rufus A.
Burr, Charles C.	Eames, Warren
Bush, Horace W	Eastman, Edmund T.
Butler, Daniel	Ernst, George A. O.
Butterfield, Jesse B.	Foster, Joshua T.
Cable, Hobart M.	Foster, William W.

Damages, —  
Laying out, etc.  
of highways.

Liens on build-  
ings and lands.

Orders of the  
day.

## JOURNAL OF THE HOUSE,

<b>Messrs.</b>	<b>Freeman, Josiah</b>	<b>Messrs.</b>	<b>Pilsbury, Edwin L.</b>
	Gifford, John W.		Potter, Burton W.
	Gordon, William, Jr.		Potter, Richman H.
	Gove, Jesse M.		Richardson, Chas. W.
	Hartwell, Harris C.		Robinson, Orlando G.
	Higginbottom, Allen		Saville, Leonard A.
	Hildreth, Edwin A.		Sayward, William H.
	Hill, Edwin N.		Small, Edward E.
	Howes, Lewis W.		Smith, Charles
	Howland, Charles H.		Smith, Joel
	Hubbard, Sabin		Sprague, Henry H.
	Huntoon, George L.		Staples, Samuel
	Jacobs, Joseph, Jr.		Stebbins, John B.
	Jests, Luman T.		Sweetser, Albert H.
	Kimball, William R.		Switzer, James W.
	Kingsley, Chester W.		Tyler, Albert
	Lackey, George A.		Walker, Aaron G.
	Learnard, George E.		Weston, Thomas, Jr.
	Lincoln, Charles S.		White, Henry J.
	Linnell, Solomon, 2d		Whitehill, John
	Lord, Charles S.		Whitney, William H.
	Melden, William R.		Wiggins, Thomas P.
	Miller, Charles H.		Wilkinson, John W.
	Morse, Leonard T.		Williams, Fred. H.
	Nason, Jesse L.		Willson, Edmund B.
	Newell, Charles S.		Winchester, Fitch A.
	Olmsted, John		Wolcott, Roger.
	Perry, Isaac F. B.		

**NAYS.**

<b>Messrs.</b>	<b>Aiken, John A.</b>	<b>Messrs.</b>	<b>Kniffin, George E.</b>
	Baker, John I.		Knox, Charles H.
	Bowker, Horace L.		Leonard, Edwin
	Clark, Aaron F.		Martin, Charles B.
	Clark, George L.		Means, Arthur F.
	Costello, Michael W.		McCormick, Martin S.
	Courtney, John		McDonald, Patrick F.
	Cowdrey, George		McGaragle, Patrick F.
	Craig, George E.		Mellen, James H.
	Douglas, William L.		O'Connell, David F.
	Eaton, William N.		Pattee, Wm. G. A.
	Fennessey, Jer. G.		Peck, Herbert L.
	Fernald, Oliver G.		Randall, Charles L.
	Gilmartin, Dennis		Reed, Charles M.
	Holbrook, Caleb		Sexton, Michael
	Hopkins, John		Stetson, Alonzo J.
	Howes, Erastus		Stetson, George F.
	Jackson, John		Sullivan, Dennis A.

**Messrs. Tarone, James  
Wells, Daniel W.**

**Messrs. Williams, John S.  
Wright, John H.**

Yea, 89; nays, 40.

On this question, Messrs. Cushing of Cohasset, Whitin of Northbridge, Cobb of Barnstable, E. P. Butler of Boston, Parker of Lynn, Dwinell of Winchester, Parker of Ashburnham, Cushman of Monson, Searell of New Bedford, Leighton of Boston, Copeland of Mansfield, Clark of Northampton and Lawrence of Fitchburg, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Bird of Natick, Kilduff of Boston, Mackintosh of Dedham, Gimlich of Pittsfield, Gaffney of Gloucester, Cronin of Boston, Martin of Milton, Warner of Northampton, Barton of Dalton, Hunt of Boston, Morse of Sharon, Reade of Boston and Kelley of Cambridge.

The remaining pending amendments moved by Mr. Hopkins were severally rejected.

On the main question, on ordering the bill to a third reading, the yeas and nays were ordered, at the request of Mr. Hill of Haverhill, and, the roll being called, the bill was ordered to a third reading by a vote of 94 yeas to 30 nays, as follows:

YEAS.

<b>Messrs. Adams, Frank W.</b>	<b>Messrs. Chappelle, Julius C.</b>
Ambrose, David L.	Chester, William F.
Atherton, Arlon S.	Clark, Charles N.
Bancroft, William A.	Clark, Elijah C.
Barker, Forrest E.	Clark, George L.
Barker, George A.	Cluff, Daniel B.
Batchelder, Geo. E.	Cogswell, Adams H.
Boardman, Halsey J.	Coombs, John P.
Briggs, Bradford B.	Davenport, James F.
Browne, Andrew J.	Denham, James R.
Burr, Charles C.	Dunham, Rufus A.
Bush, Horace W.	Eames, Warren
Butler, Daniel	Eastman, Edmund T.
Butler, Edward P.	Ernst, George A. O.
Butterfield, Jesse B.	Foster, Joshua T.
Cable, Hobart M.	Freeman, Clarendon A.
Campbell, Benjamin F.	Freeman, Josiah
Candage, Rufus G. F.	Gifford, John W.
Carr, Alonzo A.	Glines, Edward
Chamberlain, Geo. D.	Goodman, Allen W.

## JOURNAL OF THE HOUSE,

<b>Messrs.</b> Gordon, William, Jr.	<b>Messrs.</b> Pilsbury, Edwin L.
Gove, Jesse M.	Potter, Burton W.
Harrub, Fred. M.	Potter, Richman H.
Higginbottom, Allen	Richardson, Chas. W.
Hill, Edwin N.	Robinson, Orlando G.
Howes, Lewis W.	Saville, Leonard A.
Howland, Charles H.	Sayward, William H.
Hubbard, Sabin	Small, Edward E.
Huntoon, George L.	Smith, Charles
Jacobs, Joseph, Jr.	Smith, George E.
Jefts, Luman T.	Smith, Joel
Kimball, William R.	Sprague, Henry H.
Kingsley, Chester W.	Staples, Samuel
Lackey, George A.	Starbird, Charles D.
Learnard, George E.	Stetson, George F.
Lincoln, Charles S.	Sweetser, Albert H.
Linnell, Solomon, 2d	Tyler, Albert
Lord, Charles S.	Varnum, Daniel H.
Martin, Thomas	Walker, Aaron G.
Mason, James II.	Weston, Thomas, Jr.
Miller, Charles H.	White, Henry J.
Morse, Leonard T.	Whitehill, John
Nason, Jesse L.	Wiggins, Thomas P.
Newell, Charles S.	Wilkinson, John W.
Nourse, Henry S.	Willson, Edmund B.
Olmsted, John	Winchester, Fitch A.
Perry, Isaac F. B.	Wolcott, Roger.

## NAYS.

<b>Messrs.</b> Baker, John I.	<b>Messrs.</b> Martin, Charles B.
Barnard, Charles T.	Means, Arthur F.
Bowker, Horace L.	McCormick, Martin S.
Brigham, Andrew C.	O'Connell, David F.
Clark, Aaron F.	Pattee, William G. A.
Cowdrey, George	Pedrick, Francis E.
Donahoe, Charles W.	Randall, Charles L.
Eaton, William N.	Reade, John
Fennessey, Jer. G.	Reed, Charles M.
Fernald, Oliver G.	Shaw, Edward H.
Hall, Thomas J.	Stetson, Alonzo J.
Hayes, John E.	Sullivan, Dennis A.
Holbrook, Caleb	Tarone, James
Jackson, John	Wells, Daniel W.
Littlefield, George W.	Wright, John H.

Yea<sup>s</sup>, 94 ; nays, 30.

On this question, Messrs. Cogswell of Salem, Miller of Colrain, Babbitt of Taunton, Belden of Williamstown,

Cable of Hyde Park, Baker of Lynn, Parker of Lynn, Hartwell of Fitchburg, Searell of New Bedford, Snow of Boston, Lawrence of Fitchburg, Switzer of Lynn, Wheeler of Boston, Stebbins of Springfield, Foster of Deerfield, Cushman of Monson, Hutchinson of Chelsea, Leonard of Somerset, Williams of Foxborough, Cushing of Cohasset and Parker of Ashburnham, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Moriarty of Worcester, Aiken of Greenfield, Kilduff of Boston, Craig of Walpole, Mackintosh of Dedham, Gilmartin of Lawrence, Gaffney of Gloucester, Maguire of Woburn, Peck of Taunton, Manning of Boston, Kelley of Cambridge, McGaragle of Boston, Aldrich of Marlborough, Gimlich of Pittsfield, Barton of Dalton, Warner of Northampton, Morrison of Braintree, Howes of Gloucester, Mellen of Worcester, Bird of Natick and Martin of Milton.

The Bill making appropriations for salaries and expenses at the State prison at Concord was read a second time and considered.

On the main question on ordering the bill to a third reading, the yeas and nays were ordered, at the request of Mr. Nason of Boston, and, the roll being called, the bill was ordered to a third reading by a vote of 114 yeas to 30 nays, as follows :

YEAS.

Messrs. Adams, Frank W.	Messrs. Campbell, Benjamin F.
Ambrose, David L.	Candage, Rufus G. F.
Atherton, Arlon S.	Carr, Alonzo A.
Baker, Charles H.	Chamberlain, Geo. D.
Bancroft, William A.	Chappelle, Julius C.
Barker, Forrest E.	Chester, William F.
Barker, George A.	Clark, Aaron F.
Batchelder, Geo. E.	Clark, Charles N.
Bird, Warren A.	Clark, Elijah C.
Boardman, Halsey J.	Clark, George L.
Briggs, Bradford B.	Cluff, Daniel B.
Brigham, Andrew C.	Cogswell, Adams H.
Browne, Andrew J.	Coombs, John P.
Burr, Charles C.	Davenport, James F.
Bush, Horace W.	Denham, James R.
Butler, Daniel	Dunham, Rufus A.
Butler, Edward P.	Dwinell, James F.
Butterfield, Jesse B.	Eames, Warren
Cable, Hobart M.	Eastman, Edmund T.

## JOURNAL OF THE HOUSE,

Messrs. Ernst, George A. O.	Messrs. Nason, Jesse L.
Foster, Joshua T.	Newell, Charles S.
Foster, William W.	Nourse, Henry S.
Freeman, Clarendon A.	Olmsted, John
Freeman, Josiah	Parker, Walter O.
Glines, Edward	Peck, Herbert L.
Goodman, Allen W.	Pedrick, Francis E.
Gordon, William, Jr.	Perry, Isaac F. B.
Gove, Jesse M.	Pilsbury, Edwin L.
Hall, Thomas J.	Potter, Burton W.
Harrub, Fred. M.	Potter, Richman H.
Hartwell, Harris C.	Reed, Charles M.
Hayes, John E.	Richardson, Chas. W.
Higginbottom, Allen	Robinson, Orlando G.
Hill, Edwin N.	Saville, Leonard A.
Holbrook, Caleb	Sayward, William H.
Hopkins, John	Shaw, Edward H.
Howes, Lewis W.	Small, Edward E.
Howland, Charles H.	Smith, Charles
Hubbard, Sabin	Smith, George E.
Huntoon, George L.	Smith, Joel
Jacobs, Joseph, Jr.	Sprague, Henry H.
Jefts, Luman T.	Staples, Samuel
Kimball, William R.	Starbird, Charles D.
Kingsley, Chester W.	Stetson, George F.
Lackey, George A.	Sweetser, Albert H.
Learnard, George E.	Switzer, James W.
Lincoln, Charles S.	Towne, Charles A.
Linnell, Solomon, 2d	Tyler, Albert
Lord, Charles S.	Varnum, Daniel H.
Mackintosh, Chas. A.	Walker, Aaron G.
Maguire, John G.	Weston, Thomas, Jr.
Martin, Thomas	White, Henry J.
Mason, James H.	Whitehill, John
Means, Arthur F.	Wiggins, Thomas P.
Miller, Charles H.	Wilkinson, John W.
Morrison, Alva S.	Willson, Edmund B.
Morse, Leonard T.	Winchester, Fitch A.

## NAYS.

Messrs. Aldrich, Samuel N.	Messrs. Donahoe, Charles W.
Baker, John I.	Eaton, William N.
Barnard, Charles T.	Fennessey, Jerem. G.
Bowker, Horace L.	Fernald, Oliver G.
Butler, Thomas C.	Gilmartin, Dennis
Costello, Michael W.	Howes, Erastus
Cowdrey, George	Jackson, John
Craig, George E.	Joyner, Herbert C.
Cronin, Cornelius F.	Littlefield, George W.

Messrs. Martin, Charles B.	Messrs. Reade, John
McCormick, Martin S.	Sexton, Michael
McGaragle, Patrick F.	Sullivan, Dennis A.
O'Connell, David F.	Tarone, James
Pattee, Wm. G. A.	Wells, Daniel W.
Randall, Charles L.	Wright, John H.

Yea, 114; nays, 30.

On this question, Messrs. Cogswell of Salem, Parker of Lynn, Stebbins of Springfield, Williams of Foxborough, Wolcott of Boston, Cushman of Monson and Snow of Boston, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Moriarty of Worcester, Gaffney of Gloucester, Gimlich of Pittsfield, Martin of Milton, Mellen of Worcester, Warner of Northampton and Manning of Boston.

The Resolve to authorize the Governor and Council to lease certain lands in the town of Rowe was read a second time, amended, on motion of Mr. Baker of Beverly, by substituting therefor a "Resolve to authorize the Governor and Council to sell or lease certain rights of the Commonwealth in lands in the town of Rowe," and, as amended, was ordered to a third reading.

The House concurred in the Senate amendment to the House "Bill to provide against the use of unsafe elevators," and the bill was returned to the Senate indorsed accordingly.

The Bill making appropriations for salaries and expenses at the Reformatory Prison for Women at Sherborn was read a second time and considered. Mr. Hopkins of Millbury moved to amend by striking out in section 1, line 8, the word "twenty-three," and inserting instead the word "twenty"; and in the same section, line 11, by striking out the word "forty" and inserting instead the word "thirty-five." After debate, Mr. Reade of Boston moved the previous question, which was carried by a vote of 52 to 33. Mr. Fennessey of Boston raised the point of order that a quorum was not present, and the House being counted, it appeared that only 96 members were present. Pending the question on ordering the bill to a third reading, and pending the amendments moved by Mr. Hopkins, the House,

At forty-two minutes past four o'clock, adjourned.

MONDAY, May 7, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Papers from the Senate.*

Bills :

Aldermanic districts in Boston.

Concerning the election of aldermen in the city of Boston (reported on an order and several petitions); and

Lowell Wood Turning Company.

To change the name of the Lowell Wood Turning Company (reported on a petition);

Malden charter.

Severally passed to be engrossed by the Senate, were severally read and ordered to a second reading.

The petition of the mayor of Malden for an amendment of the charter of said city came down from the Senate, concurred in the suspension of the 12th joint rule. Referred to the committee on the Judiciary.

Registry of deeds in the Northern District of Worcester.

Notice was received from the Senate of the rejection by that branch of the House Bill to establish a registry of deeds in the northern district of Worcester.

*Report of Committee.*

Phoenix Brewing Company.

By Mr. Pattee of Quincy, from the committee on the Judiciary, that the Senate Bill to authorize the Phoenix Brewing Company to manufacture ale ought to pass. Placed in the orders of the day for to-morrow for a second reading.

*Discharged from the Orders.*

Oakes Ames.

On motion of Mr. Reed of Bridgewater, the Resolution relating to the resolutions of the Forty-Second Congress, censuring the Honorable Oakes Ames, was discharged from the orders of the day, under a suspension of the rule, and was adopted, in concurrence, as follows :

*Resolved*, In view of the great services of Oakes Ames, representative from the Massachusetts Second Congressional District for ten years ending March 4, 1873, in achieving the construction of the Union Pacific Railroad, the most vital contribution to the integrity and growth of the National Union since the war;

In view of his unflinching truthfulness and honesty, which refused to suppress, in his own or any other inter-

est, any fact, and so made him the victim of an intense and misdirected public excitement and subjected him to a vote of censure by the Forty-Second Congress at the close of its session;

And in view of the later deliberate public sentiment, which, upon a review of all the facts, holds him in an esteem irreconcilable with his condemnation, and which throughout the whole country recognizes the value and patriotism of his achievement and his innocence of corrupt motive or conduct:

Therefore, the Legislature of Massachusetts hereby expresses its gratitude for his work and its faith in his integrity of purpose and character, and asks for like recognition thereof on the part of the national Congress.

On motion of Mr. Candage of Brookline, the Bill to authorize the city of New Bedford to build a highway over the tide-waters of Acushnet River, and to take certain lands adjoining the same for the preservation of the health of said city, was discharged from the orders of the day, under a suspension of the rule. It was read a second time and ordered to a third reading. Under a further suspension of the rules, moved by Mr. Candage, it was read a third time, passed to be engrossed, and sent at once to the Senate for concurrence, rule 15 having been suspended, on further motion of the same gentleman.

New Bedford,—  
highway over  
Acushnet River.

On motion of Mr. Tyler of Oxford, the Bill to authorize the town of Charlton to pay a bounty to Albert Knight was discharged from the orders of the day, under a suspension of the rule. It was read a second time and ordered to a third reading. On further motion of the same gentleman the rules were further suspended and the bill was read a third time and was passed to be engrossed and sent to the Senate for concurrence, rule 15 having been suspended, on further motion of Mr. Tyler.

Charlton,—  
Albert Knight.

### *Orders of the Day.*

The Bill making appropriations for salaries and expenses at the Reformatory Prison for Women at Sherborn, being the unfinished business of Friday, was further considered, the question being on ordering to a third reading. The pending amendments moved by Mr. Hopkins of Millbury were rejected and the bill was ordered to a third reading.

Orders of the  
day.

The Bill making appropriations for salaries and expenses

at the State Reform School at Westborough was read a second time and considered. Amendments were moved by Messrs. Fennessey of Boston and Hopkins of Millbury, the latter gentleman's amendment being as follows:

Insert a new section, to be numbered section 2, as follows: "Section 2. The moneys appropriated by the first section of this act shall be expended under the direction of the board of health, lunacy and charity. And said board, with the advice and approval of the governor and council, is hereby authorized and specially empowered, in its discretion, to discontinue said State Reform School, in whole or in part, and to transfer the inmates thereof to any other penal or reformatory institution in the Commonwealth."

Pending these amendments, and pending the question on ordering to a third reading, further consideration of the matter was postponed until to-morrow, on motion of Mr. Barker of Worcester.

Point of order.

The Bill making appropriations for salaries and expenses at the State Industrial School at Lancaster was read a second time and considered. Amendments were moved by Messrs. Bowker of Boston and Hopkins of Millbury. Mr. Hill of Haverhill raised the point of order that the following amendment, moved by Mr. Hopkins, was not germane to the bill under consideration, and therefore was not in order. The amendment was as follows:

Insert a new section, to be numbered section 2, to wit: "Section 2. The moneys appropriated by the first section of this act shall be expended under the direction of the board of health, lunacy and charity. And said board, with the advice and approval of the governor and council, is hereby authorized and specially empowered, in its discretion, to discontinue said State Industrial School at Lancaster, in whole or in part, and to transfer the inmates thereof to any other penal or reformatory institution in the Commonwealth."

The Chair ruled that the point of order was well taken, as the amendment moved provides, first, for a change in the law in regard to the expenditure of the money; second, for the entire abolition of the State Industrial School at Lancaster. The subject before the committee on Finance was simply an appropriation for the continuance of the school. The Chair thinks that this is a different question from that under the province of the committee. The

best test, perhaps, is the question whether the committee could have reported a bill including that conclusion, and the Chair is of the opinion that the committee could not have done so. Moreover, that portion of the address of His Excellency the Governor, to which the gentleman from Millbury referred, is yet before the committee on Public Charitable Institutions, and when the report is made thereon he can move such an amendment to it as he now proposes to this bill. The Chair remarked that the practice of legislating by means of riders to appropriation bills had not obtained in Massachusetts, and the Chair would do nothing to encourage the establishment of what seems to be so vicious a practice.

The amendment was accordingly laid aside. After debate, the other amendments were rejected and the bill was ordered to a third reading.

Bills :

Making appropriations for salaries and expenses at the State Workhouse at Bridgewater ;

Making an appropriation for the contingent expenses of the commissioners of prisons ;

Making an appropriation for the travelling expenses of the commissioners of prisons and the secretary thereof ;

Making an appropriation for the payment of the cost of supporting prisoners in certain cases ;

Making an appropriation for expenses in connection with removing prisoners from the Reformatory Prison for Women ;

Making appropriations for the assistance of convicts discharged from the State Prison at Concord ;

(Amendments moved by Mr. Hopkins of Millbury to each bill having been rejected) ; and

To authorize the city of Salem to take certain lands or flats in the North River in said city ;

Were severally read a second time and ordered to a third reading.

The House concurred in the Senate amendments to the Bill for the establishment and maintenance of evening schools, and the bill was returned to the Senate indorsed accordingly.

The Bill making appropriations for the assistance of female convicts discharged from the prisons of this Commonwealth was read a second time and considered. Pend-

ing amendments moved by Mr. Hopkins of Millbury, and pending the question on ordering the bill to a third reading, the House,

At thirty-five minutes past four o'clock, adjourned.

TUESDAY, May 8, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Papers from the Senate.*

Pine Grove Cemetery.

The report of the committee on Parishes and Religious Societies, reference to the next General Court, on the petition of Leonard Tuttle and others for a change of name of the Pine Grove Cemetery to the Sheffield Northwestern Cemetery, accepted by the Senate, was read and placed in the orders of the day for to-morrow.

Bills :

Witnesses.

To enforce the attendance of witnesses before special tribunals (reported on so much of the Governor's address as relates to the authority of the Governor and Council to investigate abuses in the administration of public affairs and apply the proper remedies thereto) ; and

Medical societies.

To prohibit certain medical societies from conferring degrees (being a new draft of the House " Bill to except associations for medical purposes from the provisions of the general law relative to the incorporation of associations for certain charitable, educational and other purposes ") ;

Severally passed to be engrossed by the Senate, were severally read and ordered to a second reading.

Fall River Transportation Company.

The petition of Milton Reed and others for an act to incorporate the Fall River Transportation Company, was referred, in concurrence, under a suspension of the 12th joint rule, to the committee on Mercantile Affairs.

Great Barrington Water Company.

Notice was received from the Senate of the rejection by that branch of the House Bill to authorize the Great Barrington Fire District to take or purchase the franchise and property of the Great Barrington Water Company.

*Taken from the Table.*

On motion of Mr. Cogswell of Salem, the Bill to incorporate the Cape Cod Historical Society was taken from table, and was, on his further motion, placed in the orders of the day for to-morrow, the question being on its engrossment.

Cape Cod His-  
torical Society.

On motion of the same gentleman, the Bill to incorporate the Essex County Land and Building Company, was taken from the table, and was, on his further motion, placed in the orders of the day for to-morrow, the question being on ordering to a third reading.

Essex County  
Land and  
Building  
Company.

On motion of the same gentleman, the motion to reconsider the vote whereby the House on April 3 accepted the report of the committee on Public Health, leave to withdraw, on the petition of John F. Neill, Jr., and others, for a law to regulate the practice of pharmacy and medicine, was taken from the table, and was, on his further motion, placed in the orders of the day for to-morrow.

Pharmacy.

On motion of Mr. Nason of Boston, the Bill authorizing the Bay State Telephone Company to increase its capital stock, was taken from the table, and was, on his further motion, placed in the orders of the day for to-morrow, the question being on ordering to a third reading.

Bay State Tele-  
phone  
Company.*Message from the Governor.*

A message was received from His Excellency the Governor, transmitting a communication from the insurance commissioner concerning the administration of the State Department of Insurance, asking for authority to appoint an actuary to assist the commissioner and his deputy. (See House Doc. No. 345.) Read, referred to the committee on Insurance, on motion of Mr. Cogswell of Salem, and sent up for concurrence.

State Depart-  
ment of  
Insurance.*Discharged from the Orders.*

On motions of Mr. Smith of Andover, the following bills were discharged from the orders of the day, under a suspension of the rule in each case:—

Appropriation  
bills.

Bills:

Making appropriations for salaries and expenses at the State Almshouse at Tewksbury;

Tewksbury  
Almhouse.

- State Primary School at Monson.** Making appropriations for salaries and expenses at the State Primary School at Monson ;
- Concord Prison.** Making appropriations for salaries and expenses at the State Prison at Concord ;
- Reformatory Prison at Sherborn.** Making appropriations for salaries and expenses at the Reformatory Prison for Women at Sherborn ;
- State Industrial School at Lancaster.** Making appropriations for salaries and expenses at the State Industrial School at Lancaster ;
- Bridgewater Workhouse.** Making appropriations for salaries and expenses at the State Workhouse at Bridgewater ;
- Prison Commissioners.** Making an appropriation for the contingent expenses of the Commissioners of Prisons ;
- Ibld.** Making an appropriation for the travelling expenses of the Commissioners of Prisons and the Secretary thereof ;
- Support of prisoners.** Making an appropriation for the payment of the cost of supporting prisoners in certain cases ;
- Removal of prisoners.** Making an appropriation for expenses in connection with removing prisoners from the Reformatory Prison for Women ; and
- Discharged convicts.** Making appropriations for the assistance of convicts discharged from the State Prison at Concord.
- The bills were severally read a third time and were passed to be engrossed, and sent to the Senate, at once, for concurrence, rule 15 having been suspended, in each case, on further motions of Mr. Smith.
- Fall River nuisance.** On motion of Mr. Davenport of Fall River, the Bill to provide for the abatement of a nuisance in the city of Fall River was discharged from the orders of the day, under a suspension of the rule. It was read a third time, and was, pending the question on its engrossment, recommitted to the committee on Public Health.

#### *Leave Asked to Introduce a Bill.*

**Concord prison and reformatory prison at Sherborn.**

Mr. Mackintosh of Dedham asked leave to introduce a Bill in relation to the salaries of officers of the State Prison at Concord and the Reformatory Prison for Women at Sherborn. The bill was read, and was, at the request of Mr. Hill of Haverhill, laid over until to-morrow, the question being on granting leave for its introduction.

#### *Reports of Committees.*

**Signals at railroad crossings.**

By Mr. Glines of Somerville, from the committee on Railroads, on an order (recommitted), a Resolve in rela-

tion to signals for the protection of highways crossing railroads at grade.

By Mr. Nason of Boston, from the committee on Mercantile Affairs, that the Bill (recommitted) to incorporate the Boston Special Capital Company ought to pass in a new draft with the same title.

Boston Special  
Capital  
Company.

Severally read and ordered to a second reading.

*Orders of the Day.*

The Bill making appropriations for the assistance of female convicts discharged from the prisons of this Commonwealth was further considered, the main question being on ordering to a third reading. The pending amendments moved by Mr. Hopkins of Millbury were rejected, and the bill was ordered to a third reading.

Orders of the  
day.

Subsequently the rules were suspended, on motion of Mr. Sprague of Boston, and the bill was read a third time and was passed to be engrossed, and sent at once to the Senate for concurrence, rule 15 having been suspended on further motion of Mr. Sprague.

The Bill making appropriations for salaries and expenses at the State Reform School at Westborough was further considered, the main question being on ordering to a third reading. The pending amendments moved by Mr. Fennessey of Boston were rejected. The question was not put on the pending amendment moved by Mr. Hopkins of Millbury, on the ground that it was not germane, for reasons set forth in the ruling by the Speaker yesterday on a similar amendment moved to the Bill making appropriations for salaries and expenses at the State Industrial School at Lancaster.

After debate the bill was ordered to a third reading. Subsequently, on motion of Mr. Sprague of Boston, the rules were suspended and the bill was read a third time, and was passed to be engrossed and sent at once to the Senate for concurrence, rule 15 having been suspended on further motion of the same gentleman.

Bills :

Making an appropriation for expenses in connection with arrest of fugitives from justice ;

Making appropriations for the salaries and expenses of the district police force ; and

Making an appropriation for the expenses of the trustees of the State Primary and Reform Schools ;

Were severally read a second time and ordered to a third reading.

Subsequently, on motions of Mr. Sprague of Boston, the rules were suspended and the bills were severally read a third time, passed to be engrossed, and sent at once to the Senate for concurrence, rule 15 having been suspended in each case.

The Bill authorizing husband and wife to transfer property to each other directly in certain cases was read a third time and considered. Pending the question on amending the bill by substituting therefor a "Bill authorizing husband and wife to transfer property to each other," as recommended by the committee on Bills in the Third Reading, and pending the question in its engrossment, it was, on motion of Mr. Hill of Haverhill, postponed for further consideration until to-morrow.

The Bill to authorize the county commissioners of Plymouth County to enlarge and remodel the house of correction at Plymouth was read a third time and considered. After debate, the bill was amended, on motion of Mr. Howland of Plymouth, and was, on motion of Mr. Douglas of Brockton, referred to the next General Court.

The Bill in relation to erecting, laying, maintaining and regulating lines for the transmission of electricity was further considered, the main question being on its engrossment. A "Bill relative to the transmission of electricity for the purpose of lighting," was substituted, as recommended by the committee on Bills in the Third Reading, and was passed to be engrossed and sent up for concurrence.

The Bill to compel foreign life insurance companies to issue in this Commonwealth policies, forfeitable for non-payment of premiums in the same manner that policies of home companies are now forfeitable, was further considered, and, after debate, was rejected, as recommended by the committee on Insurance.

The Bill to extend the charter of the Ocean Terminal Railroad, Dock and Elevator Company and to revive, confirm and extend the charter of the Ocean Terminal Railroad Company was, on motion of Mr. Hopkins of Millbury, postponed for further consideration until next Thursday, and specially assigned for half-past two o'clock on that day.

The House non-concurred with the Senate in its amendment to the House Bill authorizing moderators, selectmen and town clerks to appoint tellers in town meetings, on motion of Mr. Baker of Beverly, and asked for a committee of conference, and Messrs. Baker of Beverly, Bixby of Adams and Foster of Deerfield were appointed the committee on the part of the House. Sent up for concurrence.

The House non-concurred with the Senate in its amendment to the House Bill concerning the sale of dressed poultry, and asked for a committee of conference, and Messrs. Cushing of Cohasset, Ernst of Boston and Starbird of Lowell were appointed the committee on the part of the House. Sent up for concurrence.

The report of the committee on Public Charitable Institutions, inexpedient to legislate, on an order relative to amending the law, so that the inmates of our State institutions may not be coerced into attending religious instructions obnoxious to their conscience, was, on motion of Mr. Kelley of Cambridge, postponed for further consideration until to-morrow.

The Bill concerning the election of aldermen in the city of Boston was read a second time, and, pending the question on ordering to a third reading, was, on motion of Mr. Fennessey of Boston, postponed for further consideration until to-morrow.

The Bill to amend chapter 117 of the Acts of the year 1880, to incorporate the American Bell Telephone Company, was read a third time, passed to be engrossed, in concurrence, and sent to the Senate for concurrence in an amendment to the title moved by Mr. Williams of Foxborough, so that it read "Bill authorizing the American Bell Telephone Company to hold stock in certain corporations."

Bills :

To establish the salary of the secretary of the Board of Agriculture; and

To incorporate the Franklin Water Company;

Were severally read a third time, and were passed to be engrossed, in concurrence.

Bills :

For the better enforcement of the laws against the adulteration of food and drugs; and

Relating to indigent and neglected children; and the  
Resolve to authorize the Governor and Council to sell  
or lease certain rights of the Commonwealth in lands in  
the town of Rowe;

Were severally read a third time, and were passed to  
be engrossed and sent up for concurrence.

Bills:

To authorize the city of Fall River to take a deed of  
certain land in said city from Mary B. Young for certain  
purposes;

To authorize the Phoenix Brewing Company to manu-  
facture ale; and

To change the name of the Lowell Wood Turning  
Company;

Were severally read a second time and ordered to a  
third reading.

At thirty-five minutes past four o'clock adjourned.

WEDNESDAY, May 9, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Order.*

The following order, offered by Mr. Hartwell of Fitch-  
burg, was laid over at the request of Mr. Cogswell of  
Salem:—

Union Safe  
Deposit Vaults.

*Ordered*, That the committee appointed to inquire into  
the facts relative to the alleged invalidity of the veto by  
His Excellency the Governor, of the "Act to incorporate  
the Union Safe Deposit Vaults," be authorized to incur  
such expense as may be necessary for the purpose of ob-  
taining the necessary evidence, and for the proper conduct  
of the investigation.

*Reconsideration.*

Plymouth  
County House  
of Correction.

Mr. Howland of Plymouth moved to reconsider the  
vote by which the House, yesterday, referred to the next  
General Court the Bill to authorize the county commis-  
sioners of Plymouth County to enlarge and remodel the  
house of correction at Plymouth. The motion to recon-

sider prevailed. The recurring question of referring to the next General Court was rejected, and the bill was then passed to be engrossed and sent up for concurrence.

Mr. Joyner of Great Barrington moved to reconsider the vote whereby the House, yesterday, rejected the Bill to compel foreign life insurance companies to issue in this Commonwealth policies, forfeitable for non-payment of premiums in the same manner that policies of home companies are now forfeitable. The motion prevailed by a vote of 76 to 37. The recurring question on its rejection was negatived, and the bill was placed in the orders of the day for to-morrow, the question being on ordering the bill to a third reading.

Foreign life  
insurance  
companies.

*Papers from the Senate.*

**Reports :**

Of the committee on Claims, leave to withdraw, on the petition of William Williams for funds paid into the State treasury by a public administrator; and

William Wil-  
liams.

Of the committee on Public Charitable Institutions, inexpedient to legislate, on so much of the Governor's address as relates to the School for Idiotic and Feeble-Minded Youth;

School for  
Idiotic and  
Feeble-Minded  
Youth.

Severally accepted by the Senate, were severally read and placed in the orders of the day for to-morrow.

The Bill to provide for the removal of wrecks and other obstructions from tide-water (reported on the message from His Excellency the Governor relating to legislation for the protection of the harbor and shipping interests of the State), passed to be engrossed by the Senate, was read and referred, under the rule, to the committee on Finance.

The House Bill in relation to boarding-houses and boarding-house keepers, came down from the Senate, passed to be engrossed, in concurrence, with an amendment, in which the House concurred, under a suspension of the rule.

Boarding-  
house keepers.

*Discharged from the Orders.*

On motion of Mr. Cogswell of Salem, the Bill to authorize the city of Salem to take certain lands or flats in the North River in said city, was discharged from the orders of the day, under a suspension of the rule. It was read a third time, and was passed to be engrossed, in concurrence.

Salem, — North  
River flats.

## JOURNAL OF THE HOUSE,

*Leave Granted to Introduce a Bill.*

Concord prison  
and reformatory  
prison at  
Sherborn.

The Bill in relation to the salaries of officers of the State prison at Concord and the reformatory prison for women at Sherborn, laid over from yesterday, was further considered, the question being on granting leave to introduce the bill. On this question the yeas and nays were ordered, at the request of Mr. Hopkins of Millbury, and, the roll being called, leave to introduce the bill was granted by a vote of 86 yeas to 77 nays, as follows:

## YEAS. —

Messrs. Aiken, John A.	Messrs. Holbrook, Caleb
Aldrich, Samuel N.	Holley, Tristram R.
Baker, John I.	Hopkins, John
Barker, Forrest E.	Howes, Erastus
Barton, John S.	Hubbard, Sabin
Bates, Butler	Huntoon George L.
Bates, Emory L.	Joyner, Herbert C.
Beach, Theodore D.	Kelley, Joseph J.
Bird, Warren A.	Kilduff, William
Bowker, Horace L.	Kniffin, George E.
Brigham, Andrew C.	Leonard, Edwin
Clark, Aaron F.	Leonard, Job M.
Clark, Elijah C.	Littlefield, George W.
Clark, George L.	Mackintosh, Chas. A.
Costello, Michael W.	Martin, Henry B.
Courtney, John	Melden, William R.
Cowdrey, George	Mellen, James H.
Cronin, Cornelius F.	Morrison, Alva S.
Donahoe, Charles W.	Murphy, John R.
Douglas, William L.	Nason, Jesse L.
Dunham, Rufus A.	Newell, Charles S.
Dwinell, James F.	O'Connell, David F.
Eaton, William N.	Olmsted, John
Fennessey, Jer. G.	Pattee, William G. A.
Fernald, Oliver G.	Peabody, W. Scott
Foley, Patrick E.	Peck, Herbert L.
Freeman, Josiah	Pedrick, Francis E.
Fuller, Charles	Randall, Charles L.
Fuller, Warren D.	Reed, Charles M.
Gaffney, Frank H.	Reynolds, Enos H.
Gifford, John W.	Richardson, David M.
Gilmartin, Dennis	Saville, Leonard A.
Gimlich, Jacob	Sexton, Michael
Glines, Edward	Shaw, Edward H.
Goodman, Allen W.	Simpson, Thomas C.
Gordon, William, Jr.	Smith, Charles
Hall, Thomas J.	Staples, Samuel

<b>Messrs.</b>	<b>Stetson, Alonzo J.</b>	<b>Messrs.</b>	<b>Webster, Franklin J.</b>
	<b>Sullivan Dennis A.</b>		<b>Wells, Daniel W.</b>
	<b>Tarone, James</b>		<b>Wiggins, Thomas P.</b>
	<b>Towne, Charles A.</b>		<b>Wildes, Ansel F.</b>
	<b>Tyler, Albert</b>		<b>Williams, Fred. H.</b>
	<b>Warner, John F.</b>		<b>Wright, John H.</b>

**NAYS.**

<b>Messrs.</b>	<b>Ambrose, David L.</b>	<b>Messrs.</b>	<b>Hunt, Samuel C.</b>
	<b>Atherton, Arlon S.</b>		<b>Jacobs, Joseph, Jr.</b>
	<b>Babbitt, Francis S.</b>		<b>Jefts, Luman T.</b>
	<b>Baker, Charles H.</b>		<b>Kimball, William R.</b>
	<b>Bixby, Nelson H.</b>		<b>Kingsley, Chester W.</b>
	<b>Boardman, Halsey J.</b>		<b>Lackey, George A.</b>
	<b>Briggs, Bradford B.</b>		<b>Learnard, George E.</b>
	<b>Bugbee, Benajah U.</b>		<b>Leighton, John W.</b>
	<b>Burr, Charles C.</b>		<b>Linnell, Solomon, 2d</b>
	<b>Bush, Horace W.</b>		<b>Lord, Charles S.</b>
	<b>Butler, Daniel</b>		<b>Miller, John D.</b>
	<b>Butterfield, Jesse B.</b>		<b>Nourse, Henry S.</b>
	<b>Cable, Hobart M.</b>		<b>Perry, Isaac F. B.</b>
	<b>Campbell, Benj. F.</b>		<b>Pilsbury, Edwin L.</b>
	<b>Candage, Rufus G. F.</b>		<b>Potter, Richman H.</b>
	<b>Chamberlain, Geo. D.</b>		<b>Robinson, Orlando G.</b>
	<b>Chappelle, Julius C.</b>		<b>Sargent, Wingate P.</b>
	<b>Chester, William F.</b>		<b>Sayward, William H.</b>
	<b>Clark, Charles N.</b>		<b>Smith, Joel</b>
	<b>Clark, Wilder P.</b>		<b>Sprague, Henry H.</b>
	<b>Cogswell, Adams H.</b>		<b>Starbird, Charles D.</b>
	<b>Cogswell, William</b>		<b>Stebbins, John B.</b>
	<b>Coombs, John P.</b>		<b>Stetson, George F.</b>
	<b>Cushing, Louis T.</b>		<b>Stetson, Sprague S.</b>
	<b>Cushman, Solomon F.</b>		<b>Stockbridge, Levi</b>
	<b>Davenport, James F.</b>		<b>Streeter, Dwight W.</b>
	<b>Denham, James R.</b>		<b>Sweetser, Albert H.</b>
	<b>Eames, Warren</b>		<b>Switzer, James W.</b>
	<b>Eastman, Edmund T.</b>		<b>Tilly, John</b>
	<b>Ernst, George A. O.</b>		<b>Weston, Thomas, Jr.</b>
	<b>Fisk, David</b>		<b>Wheeler, Charles</b>
	<b>Foster, Joshua T.</b>		<b>White, Henry J.</b>
	<b>Foster, William W.</b>		<b>Whitehill, John</b>
	<b>Freeman, Clarendon A.</b>		<b>Whitin, Arthur F.</b>
	<b>Gove, Jesse M.</b>		<b>Whitney, William H.</b>
	<b>Hartwell, Harris C.</b>		<b>Wilkinson, John W.</b>
	<b>Higginbottom, Allen</b>		<b>Willson, Edmund B.</b>
	<b>Howes, Lewis W.</b>		<b>Wolcott, Roger.</b>
	<b>Howland, Charles H.</b>		

Yea<sup>s</sup>, 86; nays, 77.

## JOURNAL OF THE HOUSE.

The House then refused to suspend the 12th joint rule, as moved by Mr. Joyner of Great Barrington, and the bill was referred to the next General Court.

*Taken from the Table.*

On motion of Mr. Cogswell of Salem, the Bills :

Brockton Real Estate and Improvement Company. Newton Associates.

To incorporate the Brockton Real Estate and Improvement Company ; and

To incorporate the Newton Associates ;

Were taken from the table, and were severally placed in the orders of the day for to-morrow, the question in each case being on ordering the bill to a third reading.

On motions of the same gentleman, the Reports :

Trustees of State charitable and penal institutions.

Of the committee on Public Charitable Institutions, inexpedient to legislate, on an order relative to legislation so that trustees of the State charitable and penal institutions be ineligible for a second consecutive term of office ;

Charlestown prison and Concord prison.

Of the committee on Prisons, no legislation necessary, on so much of the Governor's message as relates to the old State prison at Charlestown, and the State prison at Concord ; and

Reformatory for male prisoners.

Of the same committee, reference to the next General Court, on the petition of William Taylor and others for the establishment of a reformatory for male prisoners ;

Were severally taken from the table, and placed in the orders of the day for to-morrow.

Housatonic District Court, — Southern Berkshire District Court.

On motion of the same gentleman, the Bill (on leave) to establish the Housatonic District Court, and to abolish the District Court of Southern Berkshire, was taken from the table and placed in the orders of the day for to-morrow, the question being on its rejection, as recommended by the joint committee on the Judiciary.

Election day.

On motion of the same gentleman, the Bill relating to the general election day was taken from the table and placed in the orders of the day for to-morrow, the question being on ordering the bill to a third reading, and pending various amendments, moved by Messrs. Eastman of Boston, Reade of Boston and Hartwell of Fitchburg, and pending a point of order raised by Mr. Sprague of Boston.

Taxation of net values.

On motion of the same gentleman, the report of the

committee on Taxation, inexpedient to legislate, on an order relative to taxation of net values of life insurance policies, and several petitions relative to the subject, was taken from the table, and, on motion of Mr. Boardman of Boston, was postponed for consideration until Tuesday next, and specially assigned for half-past two o'clock P.M. on that day.

*Reports of Committees.*

By Mr. Bowker of Boston, from the committee on Public Health, that the Bill (recommitted) to abate a nuisance in the city of Fall River ought to pass in a new draft with the same title.

Fall River  
nuisance.

By Mr. Davenport of Fall River, from the committee on Finance, on an order relative to appropriation bills, a Bill making appropriations for expenses authorized the present year, and for other purposes.

Appropriation  
bill.

Severally read and ordered to a second reading.

*Orders of the Day.*

The Bill authorizing husband and wife to transfer property to each other directly in certain cases, was further considered, the question being on its engrossment. Pending the question on substituting the bill recommended by the committee on Bills in the Third Reading, and pending an amendment moved by Mr. Joyner of Great Barrington, substituting for the original bill a "Bill authorizing husband and wife to transfer property to each other," further consideration of the matter was postponed until to-morrow, on motion of Mr. Joyner.

Orders of the  
day.

The Bill to allow the International Trust Company to accept trusts under wills, and for other purposes, was read a third time, amended on motion of Mr. Williams of Foxborough, passed to be engrossed, in concurrence, and sent up for concurrence in the amendments.

The report of the committee on Public Charitable Institutions, inexpedient to legislate, on an order relative to amending section 9, chapter 222 of the Public Statutes, so that the inmates of our State institutions may not be coerced into attending religious instructions obnoxious to their conscience, was considered. An amendment, moved by Mr. Mellen of Worcester, to substitute a "Bill to protect minor inmates of the State's charitable and

reformatory institutions in their religious rights," was, after debate, rejected, and the report was accepted by a vote of 92 to 17, and sent up for concurrence.

The Resolve in relation to signals for the protection of highways crossing railroads at grade, was read a second time and ordered to a third reading.

The report of the committee on Parishes and Religious Societies, reference to the next General Court, on the petition of Leonard Tuttle and others for a change of name of the Pine Grove Cemetery to the Sheffield Northwestern Cemetery, was accepted, in concurrence.

The Bill concerning the election of aldermen in the city of Boston was further considered, and, pending the question on ordering the bill to a third reading, the House,

At forty minutes past four o'clock, adjourned.

THURSDAY, May 10, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

At ten minutes past eleven o'clock, Mr. Hartwell of Fitchburg moved that the House be counted. The motion prevailed, and 85 members were counted as present. The same gentleman moved that the Sergeant-at-arms be directed to bring in absent members who were about the State House. The motion prevailed.

#### *Orders.*

Mr. Cogswell of Salem offered the following order, which was adopted:—

Quorum of the  
House.

*Ordered*, That the committee on Rules and Orders consider the expediency of some action which shall secure the presence of a quorum of the House during the hours allotted to its daily sessions.

The following order, offered by Mr. Hopkins of Millbury, was laid over at the request of Mr. Hartwell of Fitchburg:—

Union Safe De-  
posit Vaults.

*Ordered*, That the committee appointed to inquire into the facts relative to the alleged invalidity of the veto of

His Excellency the Governor, of the "Act to incorporate the Union Safe Deposit Vaults," be instructed to conduct their hearings publicly.

The order offered yesterday by Mr. Hartwell of Fitchburg and laid over at the request of Mr. Cogswell of Salem was considered.

Mr. Cogswell moved to amend by substituting therefor the following: —

*Ordered*, That the committee appointed to inquire into the facts relative to the alleged invalidity of the veto by His Excellency the Governor of the "Act to incorporate the Union Safe Deposit Vaults" be authorized to employ a stenographer, and to report in print, and that hereafter its sessions be held with open doors, except when in executive sessions.

On this question the yeas and nays were ordered, at the request of Mr. Cogswell, and, the roll being called, the amendment was rejected by a vote of 73 yeas to 83 nays, as follows:

YEAS.

Messrs. Aiken, John A.	Messrs. Foley, Patrick E.
Aldrich, Samuel N.	Gaffney, Frank H.
Barnard, Charles T.	Gilmartin, Dennis
Bates, Butler	Gordon, William, Jr.
Belden, Charles D.	Hall, Thomas J.
Bird, Warren A.	Harrub, Fred. M.
Bixby, Nelson H.	Holbrook, Caleb
Bowker, Horace L.	Hopkins, John
Brigham, Andrew C.	Howes, Erastus
Chappelle, Julius C.	Hunt, Samuel C.
Cheever, John H.	Hutchinson, Charles C.
Clark, Aaron F.	Joyer, Herbert C.
Clark, George L.	Kelley, Joseph J.
Cogswell, Adams H.	Littlefield, George W.
Cogswell, William	Manning, Patrick H.
Costello, Michael W.	Martin, Thomas
Cowdrey, George	McDonald, Patrick F.
Craig, George E.	McGaragle, Patrick F.
Crouin, Cornelius F.	Moriarty, Eugene M.
Denham, James R.	Morrison, Alva S.
Donahoe, Charles W.	Morse, Bushrod
Eaton, William N.	O'Connell, David F.
Entwistle, James R.	Olmsted, John
Fennessey, Jer. G.	Pattee, William G. A.
Fernald, Oliver G.	Peabody, W. Scott
Fisher, Henry G. B.	Peck, Herbert L.

## JOURNAL OF THE HOUSE,

<b>Messrs.</b> Pedrick, Francis E.	<b>Messrs.</b> Tarone, James
Potter, Richman H.	Tyler, Albert
Randall, Charles L.	Webster, Franklin I.
Reade, John	Welch, Americus
Reed, Charles M.	Whitmarsh, Wm. W.
Richardson, David M.	Wiggins, Thomas P.
Searell, William A.	Wildes, Ansel F.
Shaw, Edward H.	Wilkinson, John W.
Smith, Charles	Williams, John S.
Staples, Samuel	
Stockbridge, Levi	Wright, John H.

**NAYS.**

<b>Messrs.</b> Adams, Frank W.	<b>Messrs.</b> Howland, Charles H.
Atherton, Arlon S.	Hubbard, Sabin
Babbitt, Francis S.	Huntoon, George L.
Baker, Charles H.	Jacobs, Joseph, Jr.
Ball, George H.	Kellogg, George
Bancroft, William A.	Kimball, William R.
Barker, Forrest E.	Learnard, George E.
Barker, George A.	Leighton, John W.
Batchelder, George E.	Linnell, Solomon, 2d
Bugbee, Benajah U.	Lord, Charles S.
Burr, Charles C.	Mason, James H.
Butler, Daniel	Means, Arthur F.
Butterfield, Jesse B.	Melden, William R.
Candage, Rufus G. F.	Miller, Charles H.
Chamberlain, Geo. D.	Morse, Leonard T.
Chester, William F.	Nason, Jesse L.
Clark, Wilder P.	Nourse, Henry S.
Cobb, Francis D.	Parker, John L.
Coombs, John P.	Perry, Isaac F. B.
Copeland, William A.	Pilsbury, Edwin L.
Davenport, James F.	Putney, Lyman K.
Dwinell, James F.	Rice, Samuel I.
Eames, Warren	Robinson, Orlando G.
Eastman, Edmund T.	Saville, Leonard A.
Ernst, George A. O.	Sayward, William H.
Fisk, David	Shaylor, Pliny M.
Foster, Joshua T.	Simpson, Thomas C.
Foster, William W.	Smith, Joel
Freeman, Clarendon A.	Snow, Edmund F.
Freeman, Josiah	Sprague, Henry H.
Glines, Edward	Starbird, Charles D.
Goodman, Allen W.	Stebbins, John B.
Gove, Jesse M.	Stetson, Alonzo J.
Hartwell, Harris C.	Stetson, George F.
Hill, Edwin N.	Stetson, Sprague S.
Holley, Tristram R.	Switzer, James W.

**Messrs.** Towne, Charles A.  
 Varnum, Daniel H.  
 Walker, Aaron G.  
 Warfield, Henry L.  
 White, Henry J.  
 Whitehill, John

**Messrs.** Whitin, Arthur F.  
 Whiting, Albert T.  
 Williams, Fred. H.  
 Willson, Edmund B.  
 Wolcott, Roger.

Yea<sup>s</sup>, 73 ; nays, 83.

On this question, Messrs. Kilduff of Boston and Sullivan of Lawrence, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Weston of Newton and Campbell of Boston.

After debate, the original order offered by Mr. Hartwell was adopted, by a vote of 82 to 59.

*Bills Enacted and Resolve Passed.*

Engrossed bills :

To confirm certain proceedings of the annual meeting of the town of Montague in the year eighteen hundred and eighty-three ;

For the establishment and maintenance of evening schools ; and

In relation to examinations and trials in criminal cases before a trial justice ;

(Which severally originated in the House) ;

To provide against the use of unsafe elevators (which originated in the Senate) ;

Were severally passed to be enacted, signed and sent to the Senate.

An engrossed Resolve in favor of Theodore E. Davis (which originated in the House), was passed, signed and sent to the Senate.

*Petition Presented.*

By Mr. Hutchinson of Chelsea, petition of Rodliff & Eaton in aid of the Bill to incorporate the Boston Special Capital Company. Placed on file.

Boston Special  
Capital Com-  
pany.

*Reports of Committees.*

By Mr. Pedrick of Marblehead, from the committee on Mercantile Affairs, that the Bill (recommitted) to regulate the sale of coal by measure ought to pass in a new draft with the same title. Read and ordered to a second reading.

Coal.

*Measures of merchandise.*

By the same gentleman, from the same committee, who were authorized to report a "Bill to prevent the use of unlawful measures by any and all vendors of merchandise or of articles offered for sale," and to whom was recommended the "Bill to prevent the use of unlawful measures," that the bill ought to pass. Placed in the orders of the day for to-morrow, the question being on ordering to a third reading.

*Orders of the Day.**Orders of the day.*

The Bill concerning the election of aldermen in the city of Boston was further considered, and was, on motion of Mr. Fennessey of Boston, postponed for further consideration until to-morrow, the question being on ordering to a third reading.

The Bill authorizing husband and wife to transfer property to each other directly in certain cases was further considered, the question being on its engrossment. Pending this question, and pending the amendment recommended by the committee on Bills in the Third Reading, and pending the amendment moved by Mr. Joyner of Great Barrington, further consideration of the matter was postponed until to-morrow, on motion of Mr. Cogswell of Salem.

*Special Assignment.**Ocean Terminal Railroad, Dock and Elevator Company.*

At half-past two o'clock P.M., the matter specially assigned for that hour was taken up, being the Bill to extend the charter of the Ocean Terminal Railroad, Dock and Elevator Company and to revive, confirm and extend the charter of the Ocean Terminal Railroad Company, the question being, Shall the bill pass notwithstanding the objections of His Excellency the Governor? After debate, the yeas and nays were taken, and, the roll being called, the bill failed to pass, two-thirds of the members present and voting not having voted in the affirmative. The vote was 30 yeas to 134 nays, as follows:

**YEAS.**

Messrs. Atherton, Arlon S.	Messrs. Chester, William F.
Bixby, Nelson H.	Coombs, John P.
Cable, Hobart M.	Dunham, Rufus A.
Candage, Rufus G. F.	Dwinell, James F.
Chappelle, Julius C.	Eames, Warren

Messrs. Foster, Joshua T.  
 Glines, Edward  
 Hill, Edwin N.  
 Jacobs, Joseph, Jr.  
 Kellogg, George  
 Learnard, George E.  
 Linnell, Solomon, 2d  
 Nason, Jesse L.  
 Nourse, Henry S.  
 Parker, Walter O.

Messrs. Pilsbury, Edwin L.  
 Rice, Samuel I.  
 Robinson, Orlando G.  
 Sargent, Wingate P.  
 Shaylor, Pliny M.  
 Simpson, Thomas C.  
 Stockbridge, Levi  
 Sweetser, Albert H.  
 Warfield, Henry L.  
 White, Henry J.

## NAYS.

Messrs. Adams, Frank W.  
 Babbitt, Francis S.  
 Baker, Charles H.  
 Baker, John I.  
 Ball, George H.  
 Barton, John S.  
 Batchelder, George E.  
 Bates, Butler  
 Bates, Emory L.  
 Beach, Theodore D.  
 Bird, Warren A.  
 Bowker, Horace L.  
 Browne, Andrew J.  
 Burr, Charles C.  
 Butler, Thomas C.  
 Butterfield, Jesse B.  
 Cheever, John H.  
 Clark, Aaron F.  
 Clark, Charles N.  
 Clark, George L.  
 Clark, Wilder P.  
 Cogswell, Adams H.  
 Cogswell, William  
 Conlin, Christopher P.  
 Costello, Michael W.  
 Courtney, John  
 Cowdrey, George  
 Craig, George E.  
 Cronin, Cornelius F.  
 Cushing, Louis T.  
 Cushman, Solomon F.  
 Denham, James R.  
 Dolan, Michael J.  
 Donahoe, Charles W.  
 Douglas, William L.  
 Eastman, Edmund T.  
 Eaton, William N.

Messrs. Entwistle, James R.  
 Ernst, George A. O.  
 Fennessey, Jer. G.  
 Fernald, Oliver G.  
 Fisher, Henry G. B.  
 Foley, Patrick E.  
 Foster, William W.  
 Freeman, Clarendon A.  
 Freeman, Josiah  
 Frizzell, William H.  
 Fuller, Charles  
 Fuller, Warren D.  
 Gaffney, Frank II.  
 Gilmartin, Dennis  
 Gimlich, Jacob  
 Goodman, Allen W.  
 Gove, Jesse M.  
 Hall, Thomas J.  
 Hayes, John E.  
 Higginbottom, Allen  
 Holbrook, Caleb  
 Hopkins, John  
 Howes, Erastus  
 Howland, Charles H.  
 Hubbard, Sabin  
 Hunt, Samuel C.  
 Hutchinson, Chas. C.  
 Jackson, John  
 Joyner, Herbert C.  
 Kelley, Joseph J.  
 Kilduff, William  
 Kimball, D. Frank  
 Kniffin, George E.  
 Knox, Charles H.  
 Lackey, George A.  
 Leonard, Edwin  
 Lincoln, Charles S.

## JOURNAL OF THE HOUSE,

Messrs. Littlefield, George W.	Messrs. Saville, Leonard A.
Lord, Charles S.	Searell, William A.
Mackintosh, Charles A.	Sexton, Michael
Manning, Patrick H.	Smith, George E.
Martin, Charles B.	Smith, Joel
Martin, Henry B.	Snow, Edmund F.
Martin, Thomas	Sprague, Henry H.
Mason, James H.	Staples, Samuel
McCormick, Martin S.	Starbird, Charles D.
McDonald, Patrick F.	Stebbins, John B.
Melden, William R.	Stetson, Sprague S.
Mellen, James H.	Stow, T. Dwight
Miller, Charles H.	Streeter, Dwight W.
Miller, John D.	Sullivan, Dennis A.
Moriarty, Eugene M.	Tarone, James
Morse, Leonard T.	Tilly, John
Newell, Charles S.	Towne, Charles A.
O'Connell, David F.	Tyler, Albert
Olmsted, John	Varnum, Daniel H.
Parker, John L.	Welch, Americus
Pattee, William G. A.	Wells, Daniel W.
Peabody, W. Scott	Whitin, Arthur F.
Peck, Herbert L.	Whitney, William H.
Perry, Isaac F. B.	Wiggins, Thomas P.
Potter, Richman H.	Wildes, Ansel F.
Putney, Lyman K.	Wilkinson, John W.
Reade, John	Williams, Fred. H.
Reynolds, Enos H.	Williams, John S.
Richardson, Chas. W.	Willson, Edmund B.
Richardson, David M.	Wright, John H.

Yea, 30; nays, 134.

On this question Messrs. Kingsley of Cambridge, Har-rub of Plympton, Fisk of Dennis, Leighton of Boston and Whitehill of Attleborough, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Shaw of Rockport, Brigham of South Abington, Webster of Montague, Morrison of Braintree and Smith of Andover.

Notice of the action of the House was sent to the Senate.

The Bill to change the name of the Lowell Wood Turn-ing Company was read a third time, and was passed to be engrossed, in concurrence.

The Bill to provide for the abatement of a nuisance in the city of Fall River was read a second time, and ordered to a third reading.

The report of the committee on Claims, leave to withdraw, on the petition of William Williams for funds paid into the State treasury by a public administrator, was accepted, in concurrence.

The Bill (on leave) to establish the Housatonic District Court, and to abolish the district court of Southern Berkshire, was rejected, as recommended by the joint committee on the Judiciary, and notice thereof was sent to the Senate.

The report of the committee on Prisons, no legislation necessary, on so much of the Governor's address as relates to the old State prison at Charlestown and the State prison at Concord, was accepted and sent up for concurrence.

The Bill to incorporate the Boston Special Capital Company was read a second time and considered. Pending the consideration of amendments moved by Messrs. Clark of Boston, Candage of Brookline and Aldrich of Marlborough, and pending the question on ordering the bill to a third reading, the House,

At forty-one minutes past four o'clock, adjourned.

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FRIDAY, May 11, 1883.

Met according to adjournment.

Prayer was offered by the Rev. Mr. Tyler of Oxford, a member of the House.

*Petitions Presented.*

By Mr. Wolcott of Boston, petition of Isaac Feno & Co.; and by Mr. Candage of Brookline, petition of Whittemore, Cabot & Co.,— severally in aid of the Bill to incorporate the Boston Special Capital Company.

Boston Special  
Capital  
Company.

Severally placed on file.

*Papers from the Senate.*

*Bills:*

Authorizing the proprietors of the Ministerial Fund in the parish of Byfield to sell certain real estate (reported on a petition); and

Proprietors of  
the Ministerial  
Fund in the  
Parish of  
Byfield.

For the prevention of fires in hotels, boarding and

Fires in hotels,  
etc.

## JOURNAL OF THE HOUSE,

lodging houses, and to provide for fire-escapes therein, and in certain other buildings (reported on three orders and a bill, introduced on leave in the House);

Severally passed to be engrossed by the Senate, were severally read and ordered to a second reading.

*Order.*

Union Safe Deposit Vaults.

The order offered yesterday by Mr. Hopkins of Millbury, and laid over, relative to instructing the committee appointed to inquire into the facts relative to the alleged invalidity of the veto of His Excellency the Governor of the "Act to incorporate the Union Safe Deposit Vaults," to conduct their hearings publicly, was withdrawn by that gentleman, there being no objection.

*Bills Enacted and Resolve Passed.*

Bills enacted, —  
resolve passed.

Engrossed bills :

Authorizing the Walter Heywood Chair Company to hold certain real estate in the city of New York;

In relation to boarding-houses and boarding-house keepers ;

Granting a bounty for the production of sugar beets or sorghum cane for the purpose of manufacturing sugar ;

To regulate the taking of fish in Acushnet River, in the town of Acushnet ; and

Relative to the election of assessors and overseers of the poor in towns ;

(Which severally originated in the House) ;

To establish the salary of the Secretary of the Board of Agriculture ;

To incorporate the North Attleborough Water Company ; and

Relative to the taking of depositions ;

(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed and sent to the Senate.

An engrossed Resolve to provide for the better protection of the Reformatory Prison for Women against fire (which originated in the House), was passed, signed and sent to the Senate.

*Report of a Committee.*

Telephone companies and telephones.

By Mr. Nason of Boston, from the committee on Mercantile Affairs, that the Bill (recommitted) relating to

telephone companies, and to regulate the use and rental of telephones, ought to pass in a new draft with the same title. Read and ordered to a second reading.

*Orders of the Day.*

The Bill to incorporate the Boston Special Capital Company was further considered, the main question being on ordering to a third reading. The pending amendment moved by Mr. Candage of Brookline, to insert in section 2, line 3, after the word "increased," the words "from time to time," was adopted. The amendment moved by Mr. Aldrich of Marlborough, to insert a new section, to be numbered section 4, was also adopted. The other pending amendments, moved by Messrs. Candage of Brookline and Clark of Boston, were severally rejected, and the bill was ordered to a third reading by a vote of 86 to 23.

*Orders of the day.*

The Bill authorizing husband and wife to transfer property to each other directly in certain cases was further considered, the question being on its engrossment. The substitute bill recommended by the committee on Bills in the Third Reading was amended, on motion of Mr. Aiken of Greenfield, and was rejected. The pending amendment moved by Mr. Joyner of Great Barrington, to substitute a "Bill authorizing husband and wife to transfer property to each other," was amended, on motion of Mr. Aiken, by inserting a new section, to be numbered section two, and as amended, was substituted for the original bill, and was placed in the orders of the day for Monday, under rule 61, the question being on its engrossment.

The Bill concerning the election of aldermen in the city of Boston was further considered, and, after debate, was ordered to a third reading by a vote of 75 to 47.

Bills :

To enforce the attendance of witnesses before special tribunals; and

To regulate the sale of coal by measure;

Were severally read a second time and ordered to a third reading.

The Bill to incorporate the Cape Cod Historical Society was further considered, and was passed to be engrossed and sent up for concurrence.

The Resolve in relation to signals for the protection of highways crossing railroads at grade was read a third time, amended on motions of Mr. Williams of Foxborough, and was passed to be engrossed and sent up for concurrence.

The Bill to prohibit certain medical societies from conferring degrees was read a second time and considered. Pending an amendment moved by Mr. Mackintosh of Dedham, who moved to substitute the "Bill to except associations for medical purposes from the provisions of the general law relative to the incorporation of associations for charitable, educational and other purposes," which had been previously passed to be engrossed by the House, and pending the main question on ordering the bill to a third reading, the House,

At ten minutes past four o'clock, adjourned.

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MONDAY, May 14, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Reports Received.*

A communication was received from the Secretary of the Commonwealth transmitting the following reports:

**Report of Insurance Commissioner.** The Twenty-Eighth Annual Report of the Insurance Commissioner (relating to fire and marine insurance). Referred to the committee on Insurance.

**Report of the Secretary of the Board of Agriculture.** The Thirtieth Annual Report of the Secretary of the Board of Agriculture. Referred to the committee on Agriculture.

Severally sent up for concurrence.

*Report of Committee.*

**One hundred days sessions of the General Court.** By Mr. Baker of Beverly, from the committee on Election Laws, reference to the next General Court, on an order relative to limiting the time of sessions of the legislature to one hundred days. Read, accepted under a suspension of the rule, and sent up for concurrence.

*Papers from the Senate.*

A Bill to incorporate the Naukeag Water Company, reported on a petition and passed to be engrossed by the Senate, was read and ordered to a second reading.

Notice was received from the Senate of the rejection by that branch of the Senate bills :

To amend section 24 of chapter 80 of the Public Statutes relating to the preservation of the public health (reported upon the petition of Owen Howard and others) ; and

In relation to the government of certain State institutions and the removal of certain officers thereof (reported by the joint committee on the Judiciary on the Governor's message).

*Ordered*, In concurrence, that the committee on Public Charitable Institutions have leave to sit, at their discretion, during the daily sessions of the legislature.

*Bills Enacted.**Engrossed bills :*

To amend an "Act concerning the transportation of logs and other timber upon the Connecticut River" (which originated in the House) ;

In aid of, and relating to, a water supply for the North Adams fire district ; and

To incorporate the Franklin Water Company ;  
(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed and sent to the Senate.

*Orders of the Day.*

The Bill to prohibit certain medical societies from conferring degrees was further considered, the question being on ordering to a third reading. The pending amendment moved by Mr. Mackintosh of Dedham, to substitute the "Bill to except associations for medical purposes from the provisions of the general law relative to the incorporation of associations for charitable, educational and other purposes," which had been previously passed to be engrossed by the House, was carried, and the bill, as amended, was ordered to a third reading.

The Bill authorizing husband and wife to transfer prop-

Naukeag Water Company.

Public health.

State Institutions.

Committee on  
Public Charita-  
ble Institu-  
tions.

Orders of the  
day.

## JOURNAL OF THE HOUSE,

erty to each other was further considered, the question being on its engrossment. An amendment moved by Mr. Smith of Everett was adopted, and, after debate, the bill was rejected.

Bills :

To incorporate the Essex County Land and Building Company ;

Authorizing the Bay State Telephone Company to increase its capital stock ;

To incorporate the Brockton Real Estate and Improvement Company ; and

To incorporate the Newton Associates ;

Were severally further considered, and ordered to a third reading.

Bills :

Making appropriations for expenses authorized the present year, and for other purposes ; and

Authorizing the Proprietors of the Ministerial Fund in the Parish of Byfield to sell certain real estate ;

Were severally read a second time and ordered to a third bearing.

The Bill to authorize the city of Fall River to take a deed of certain land in said city from Mary B. Young for certain purposes, was read a third time, and, after debate, was passed to be engrossed and sent up for concurrence.

Bills :

To authorize the Phoenix Brewing Company to manufacture ale ; and

To enforce the attendance of witnesses before special tribunals ;

Were severally read a third time, and were passed to be engrossed, in concurrence.

The motion to reconsider the vote whereby the House on April 3 accepted the report of the committee on Public Health, leave to withdraw, on the petition of John F. Neill, Jr., and others, for a law to regulate the practice of pharmacy and medicine, was further considered and was adopted. Pending the recurring question on the acceptance of the report, Mr. Cogswell of Salem moved that it be recommitted to the committee on Public Health. The motion prevailed and the report was recommitted.

On motions of Mr. Cogswell of Salem, the Report of the committee on Public Charitable Institutions, inexpedient to legislate, on so much of the Governor's address as relates to the School-for Idiotic and Feeble-Minded Youth; and the

Report of the committee on Prisons, reference to the next General Court, on the petition of William Taylor and others for the establishment of a reformatory for male prisoners;

Were severally laid on the table.

On motion of Mr. Mellen of Worcester, the report of the committee on Public Charitable Institutions, inexpedient to legislate, on an order relative to legislation so that trustees of the State charitable and penal institutions be ineligible for a second consecutive term of office, was laid on the table.

The Bill relating to the general election day was further considered, and pending the question on ordering to a third reading, and pending amendments moved by Messrs. Eastman and Reade of Boston and Hartwell of Fitchburg, and pending the point of order raised by Mr. Sprague of Boston, the House,

At thirty-four minutes past four o'clock, adjourned.

TUESDAY, May 15, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Papers from the Senate.*

A Bill in relation to the Malden, Medford and Melrose Gas Light Company, reported on a petition and passed to be engrossed by the Senate, was read and ordered to a second reading.

Malden, Medford and Melrose Gas Light Company.

A Resolve for obtaining a release to the Commonwealth by the Troy & Greenfield Railroad Company of its claim upon the Troy & Greenfield Railroad and the Hoosac Tunnel, reported on a petition and two orders and passed to be engrossed by the Senate, was read and referred, under the rule, to the committee on Finance.

Troy & Greenfield Railroad and Hoosac Tunnel.

Taunton Lunatic Hospital.

The petition of the trustees of the Lunatic Hospital at Taunton for authority to lay out a street, came down for concurrence in the suspension of the 12th joint rule. The House concurred and the petition was returned to the Senate endorsed accordingly.

American exhibition of Foreign Products, Arts and Manufactures.

Notice was received from the Senate that Messrs. McFarlin of Plymouth and Randall of Bristol were appointed on the part of that branch a special committee to co-operate with the general managers of the American Exhibition of Foreign Products, Arts and Manufactures, as provided by the resolve heretofore passed by the legislature, in such manner as shall best subserve the interests and contribute to the success of said exhibition.

The Speaker appointed as the committee on the part of the House Messrs. Hutchinson of Chelsea, E. P. Butler of Boston and Craig of Walpole.

#### *Reports of Committees.*

Attendance of a quorum of the House.

By Mr. Baker of Beverly, from the committee on Rules, on an order relative to securing the attendance of a quorum of the House during the hours allotted to its daily sessions, that to remind the members of their official obligations should be sufficient to secure the attendance of a quorum, and that no further action be taken at this time. (See House, No. 354.)

Gustavus Percival.

By Mr. Parker of Lynn, from the committee on Military Affairs, leave to withdraw, on the petition of Gustavus Percival for the passage of an act placing his name upon the Massachusetts quota of sailors who served in the war of the rebellion.

Severally read and placed in the orders of the day for to-morrow.

School for Idiotic and Feeble-Minded Youth.

By Mr. Burr of Newton, from the committee on Finance, that the Bill concerning the Massachusetts School for Idiotic and Feeble-Minded Youth ought to pass, with amendments.

Concord Prison.

By the same gentleman, from the same committee, that the Resolve in favor of the State prison at Concord ought to pass.

North Brookfield.

By Mr. Hildreth of Harvard, from the same committee, that the Resolve in favor of the town of North Brookfield ought to pass.

Severally placed in the orders of the day for to-morrow for a second reading.

*Bills Enacted.*

**Engrossed bills :**

To authorize the town of Charlton to pay a bounty to Bills enacted. Albert Knight;

Authorizing the Renfrew Manufacturing Company to increase its capital stock, and hold additional real estate; and

To authorize the city of New Bedford to build a highway over the tide waters of the Acushnet River, and to take certain lands adjoining the same for the preservation of the health of said city;

(Which severally originated in the House);

To change the name of the Lowell Wood Turning Company;

Authorizing the American Bell Telephone Company to hold stock in certain corporations; and

To authorize the city of Salem to take certain lands or flats in the North River in said city;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed and sent to the Senate.

*Orders of the Day.*

The Bill relating to the general election day was further considered, the main question being on ordering to a third reading. The point of order raised by Mr. Sprague of Boston was withdrawn by that gentleman, there being no objection. Pending the amendments moved by Messrs. Eastman and Reade of Boston and Hartwell of Fitchburg, on motion of Mr. Sprague, the bill was recommitted to the committee on Election Laws.

*Special Assignment.*

At half-past two o'clock, the matter specially assigned was taken up, being the report of the committee on Taxation, inexpedient to legislate, on an order relative to taxation of net values of life insurance policies, and several petitions relative to the subject.

Mr. Browne of Boston moved to substitute a "Bill concerning the taxation of premiums collected by insurance companies." After debate, the bill was rejected by a vote of 45 to 55, and the report was accepted and sent up for concurrence.

*Orders of the Day (continued).*

The orders of the day were again taken up, and the Bill to compel foreign life insurance companies to issue in this Commonwealth policies, forfeitable for non-payment of premiums in the same manner that policies of home companies are now forfeitable, was further considered, the question being on ordering to a third reading. After debate, the bill was rejected, and notice thereof was sent to the Senate.

The Bill to prevent [the use of unlawful measures was further considered, and was ordered to a third reading.

**Bills :**

To provide for the abatement of a nuisance in the city of Fall River (amended on motions of Mr. Williams of Foxborough) ;

To regulate the sale of coal by measure ;

To except associations for medical purposes from the provisions of the general law relative to the incorporation of associations for charitable, educational and other purposes ; and

To incorporate the Brockton Real Estate and Improvement Company ;

Were severally read a third time, passed to be engrossed and sent up for concurrence.

**Bills :**

Authorizing the proprietors of the Ministerial Fund in the parish of Byfield to sell certain real estate ;

To incorporate the Essex County Land and Building Company (amended on motions of Mr. Cogswell of Salem, including an amendment to the title, striking out the words "Land and") ; and

To incorporate the Newton Associates (amended on motion of Mr. Williams of Foxborough) ;

Were severally read a third time, and were passed to be engrossed, in concurrence, the two bills last named being sent up for concurrence in the amendments adopted by the House.

**Bills :**

Relating to telephone companies, and to regulate the use and rental of telephones ;

For the prevention of fires in hotels, boarding and

lodging houses, and to provide for fire-escapes therein, and in certain other buildings; and

To incorporate the Naukeag Water Company;

Were severally read a second time, and ordered to a third reading.

The Bill to incorporate the Boston Special Capital Company was read a third time and considered. Mr. Williams of Foxborough moved certain amendments, which were adopted. Pending the question on its engrossment, and pending various amendments moved by Messrs. Potter of Worcester, Clark of Boston and Kingsley of Cambridge, and pending a motion of Mr. Foster of Medford, that the bill be referred to the next General Court, further consideration of the matter was postponed until to-morrow, on motion of Mr. Aldrich of Marlborough.

The Bill concerning the election of aldermen in the city of Boston was read a third time and was postponed for further consideration until to-morrow, on motion of Mr. Ernst of Boston, pending the question on its engrossment.

At half-past four o'clock adjourned.

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WEDNESDAY, May 16, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Order.*

The following order, offered by Mr. Stetson of Lakeville, was laid over at the request of Mr. Parker of Lynn: —

*Ordered*, That the committee on Printing consider the expediency of printing three thousand additional copies of the report of the Board of Agriculture for the use of members of the Legislature.

Extra copies of  
the Agricultural  
report.

*Report of Committee.*

By Mr. Cheever of Manchester, from the committee on County Estimates, no legislation necessary, on the statements of the county treasurers of the several counties. Read and accepted, under a suspension of the rule.

County treas-  
urers.

*Reconsideration.*

**Taxation of net values.**

Mr. Boardman of Boston moved to reconsider the vote by which the House yesterday accepted the report of the committee on Taxation, inexpedient to legislate, on an order relative to taxation of net values of life insurance policies, and several petitions relative to the subject. The motion prevailed by a vote of 74 to 59, and, the question recurring on accepting the report, on motion of Mr. Richardson of Salem, further consideration of the report was postponed until to-morrow.

*Orders of the Day.*

**Orders of the day.**

The Bill to incorporate the Boston Special Capital Company was further considered, the main question being on its engrossment. The pending amendments moved by Messrs. Kingsley of Cambridge and Potter of Worcester were adopted. The pending amendment moved by Mr. Clark of Boston was rejected. After debate, the previous question having been ordered on motion of Mr. Chappelle of Boston, the bill was passed to be engrossed and sent up for concurrence.

**Point of order.**

The Bill concerning the election of aldermen in the city of Boston was further considered, the question being on its engrossment. Mr. Fennessey of Boston moved to amend by substituting a bill with the same title. After debate, the amendment was rejected. The same gentleman then moved amendments extending the provisions of the bill to all the cities in the Commonwealth. Mr. Hill of Haverhill raised the point of order that the amendments were not germane. The Speaker ruled that, under joint rule 6, the committee might have reported a general law on the order under which the bill was reported, and that therefore the amendments were germane, and so declared the point not well taken. After further debate the amendments were rejected. On the main question on the engrossment of the bill, the yeas and nays were ordered, at the request of Mr. Fennessey, and, the roll being called, the bill was passed to be engrossed, in concurrence, by a vote of 90 yeas to 60 nays, as follows:—

**YEAS.**

Messrs. Adams, Frank W.  
Atherton, Arlon S.  
Baker, Charles H.

Messrs. Ball, George H.  
Barker, Forrest E.  
Barker, George A.

**Messrs.** Bates, Emory L.  
 Bixby, Nelson H.  
 Boardman, Halsey J.  
 Bowker, Horace L.  
 Briggs, Bradford B.  
 Browne, Andrew J.  
 Bush, Horace W.  
 Butler, Edward P.  
 Butterfield, Jesse B.  
 Cable, Hobart M.  
 Campbell, Benjamin F.  
 Candage, Rufus G. F.  
 Carr, Alonzo A.  
 Chappelle, Julius C.  
 Chester, William F.  
 Clark, Aaron F.  
 Clark, Charles N.  
 Cobb, Francis D.  
 Coombs, John P.  
 Craig, George E.  
 Cushman, Solomon F.  
 Davenport, James F.  
 Davis, Samuel M.  
 Dunham, Rufus A.  
 Dwinell, James F.  
 Eames, Warren  
 Eastman, Edmund T.  
 Freeman, Josiah  
 Fuller, Warren D.  
 Goodman, Allen W.  
 Gordon, William, Jr.  
 Gove, Jesse M.  
 Hartwell, Harris C.  
 Higinbottom, Allen  
 Hildreth, Edwin A.  
 Hill, Edwin N.  
 Howes, Lewis W.  
 Howland, Charles W.  
 Hubbard, Sabin  
 Jacobs, Joseph, Jr.  
 Jefts, Luman T.  
 Kellogg, George

**Messrs.** Kimball, William R.  
 Kingsley, Chester W.  
 Lawrence, Omon H.  
 Learnard, George E.  
 Leighton, John W.  
 Leonard, Job M.  
 Lincoln, Charles S.  
 Linnell, Solomon, 2d  
 Mason, James H.  
 Means, Arthur F.  
 Morse, Leonard T.  
 Newell, Charles S.  
 Nourse, Henry S.  
 Parker, Walter O.  
 Peabody, W. Scott  
 Rice, Samuel I.  
 Richardson, Charles W.  
 Sargent, Wingate P.  
 Saville, Leonard A.  
 Sayward, William H.  
 Shaw, Edward H.  
 Shaylor, Pliny M.  
 Smith, Joel  
 Snow, Edmund F.  
 Starbird, Charles D.  
 Stebbins, John B.  
 Stetson, George F.  
 Stetson, Sprague S.  
 Stockbridge, Levi  
 Sweetser, Albert H.  
 Tilly, John  
 Tyler, Albert  
 Warfield, Henry L.  
 Warner, John F.  
 Wells, Daniel W.  
 White, Henry J.  
 Whitin, Arthur F.  
 Whitmarsh, Wm. W.  
 Whitney, William H.  
 Wiggins, Thomas P.  
 Williams, Fred. H.  
 Willson, Edmund B.

**NAYS.**

**Messrs.** Aldrich, Samuel N.  
 Allen, Heman L.  
 Babbitt, Francis S.  
 Barnard, Charles T.  
 Barton, John S.  
 Bates, Butler

**Messrs.** Belden, Charles D.  
 Bird, Warren A.  
 Butler, Daniel  
 Butler, Thomas C.  
 Clark, George L.  
 Clark, Wilder P.

## JOURNAL OF THE HOUSE,

<b>Messrs.</b> Costello, Michael W.	<b>Messrs.</b> McDonald, Patrick F.
Cowdrey, George	Melden, William R.
Cronin, Cornelius F.	Morse, Bushrod
Denham, James R.	Murphy, John R.
Dolan, Michael J.	Pattee, William G. A.
Donahoe, Charles W.	Peck, Herbert L.
Douglas, William L.	Pedrick, Francis E.
Eaton, William N.	Perry, Isaac F. B.
Ernst, George A. O.	Putney, Lyman K.
Foley, Patrick E.	Randall, Charles L.
Gaffney, Frank H.	Reade, John
Hall, Thomas J.	Reed, Charles M.
Holbrook, Caleb	Reynolds, Enos H.
Hopkins, John	Richardson, David M.
Howes, Erastus	Sprague, Henry H.
Joyner, Herbert C.	Stetson, Alonzo J.
Kelley, Joseph J.	Stow, T. Dwight
Kilduff, William	Sullivan, Dennis A.
Knox, Charles H.	Tarone, James
Littlefield, George W.	Towne, Charles A.
Mackintosh, Charles A.	Welch, Americus
Maguire, John G.	Wilkinson, John W.
Manning, Patrick H.	Williams, John S.
Martin, Henry B.	Wolcott, Roger.

Yea, 90; nays, 60.

On this question Messrs. Huntoon of Lowell, Freeman of Chatham, Whiting of Boston, Whitehill of Attleborough and Bancroft of Cambridge, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Sexton of Lowell, Martin of Fall River, Fennessey of Boston, Cogswell of Salem and Wright of Holyoke.

Bills :

Authorizing the Bay State Telephone Company to increase its capital stock, (amended on motions of Mr. Williams of Foxborough) ;

Making appropriations for expenses authorized the present year, and for other purposes ; and

To prevent the use of unlawful measures ;

Were severally read a third time, passed to be engrossed and sent up for concurrence.

The report of the committee on Military Affairs, leave to withdraw, on the petition of Gustavus Percival for the passage of an act placing his name upon the Massachusetts

quota of sailors who served in the war of the rebellion, was accepted and sent up for concurrence.

The report of the committee on Rules, on an order relative to securing the attendance of a quorum of the House during the hours allotted to its daily sessions was accepted.

Bills :

In relation to the Malden, Medford and Melrose Gas Light Company ; and

Concerning the Massachusetts School for Idiotic and Feeble-Minded Youth (amended in section 6, as recommended by the committee on Finance, the amendment to section 7, recommended by the same committee, having been withdrawn) ; and

Resolves :

In favor of the town of North Brookfield ; and

In favor of the State prison at Concord ;

Were severally read a second time, and ordered to a third reading.

Bills :

To incorporate the Naukeag Water Company ; and

For the prevention of fires in hotels, boarding and lodging houses, and to provide for fire-escapes therein, and in certain other buildings (amended, on motion of Mr. Gove of Boston, and on motion of Mr. Williams of Foxborough, who moved to amend the title, so that it read, " Bill to secure better provisions for escape from hotels and certain other buildings ") ;

Were severally read a third time and passed to be engrossed, in concurrence, the bill last named being sent up for concurrence in the amendments.

*Motion to Reconsider.*

There being no further matters in the orders of the day, Mr. Mackintosh of Dedham moved to reconsider the vote by which the House yesterday passed to be engrossed the Bill authorizing the proprietors of the Ministerial Fund in the parish of Byfield to sell certain real estate. Pending the consideration of this motion, the House,

At a quarter before four o'clock, adjourned.

Proprietors of  
the Ministerial  
Fund in the  
Parish of  
Byfield.

THURSDAY, May 17, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petition Presented.*

Prushan Rub-  
ber Company.

By Mr. Chester of Malden, petition of the Prushan Rubber Company of Hyde Park for a change of name. Referred, under a suspension of the 12th joint rule, to the committee on Mercantile Affairs, and sent up for concurrence.

*Orders.*

The following order, offered by Mr. Varnum of Lowell, was adopted, under a suspension of the 12th joint rule, and sent up for concurrence : —

*Ordered*, That the committee on Printing consider the expediency of printing fifteen hundred additional copies of the Blue Book.

The following order, offered by Mr. Belden of Williamstown, was laid over at the request of Mr. Hill of Haverhill : —

Two legislative  
sessions daily,  
— Hour of  
meeting and ad-  
journment.

*Ordered*, That hereafter each session of the House be considered a legislative day ; that the House, until otherwise ordered, shall meet at 11 o'clock A.M., except on Mondays and Saturdays, the hour of meeting on Mondays being 2 o'clock P. M. ; and whenever the House is in session at a quarter before one o'clock P. M., the Speaker shall declare an adjournment until 2 o'clock P. M. ; and whenever the House is in session at five o'clock P. M., the Speaker shall declare an adjournment upon the completion of the matter of business upon which the House is engaged at that time.

The order relative to the committee on Printing considering the expediency of printing three thousand additional copies of the report of the Board of Agriculture for the use of members of the Legislature, laid over from yesterday, was adopted, under a suspension of the 12th joint rule, moved by Mr. Stetson of Lakeville, and sent up for concurrence.

*Adjournment until Monday.*

On motion of Mr. Howes of Cambridge, —

*Voted*, That when the House adjourn to-day, it be to meet on Monday at two o'clock P. M.

*Papers from the Senate.*

A Bill to confirm the proceedings of the Melrose Orthodox Congregational Society, reported on a petition and passed to be engrossed by the Senate, was read and ordered to a second reading.

Melrose Ortho-  
dox Congrega-  
tional Society.

A Resolve to provide for the reception and entertainment of distinguished guests, reported on a petition and passed to be engrossed by the Senate, was read and referred, under the rule, to the committee on Finance.

Distinguished  
guests.

The House Bill to limit the investments of savings banks and institutions for savings in the stock of banks and banking associations, came down passed to be engrossed, in concurrence, with certain amendments, in which the House concurred under a suspension of the rule.

Investments,  
savings banks.

*Orders of the Day.*

The motion of Mr. Mackintosh of Dedham to reconsider the vote by which the House, on Tuesday, May 15, passed to be engrossed the Bill authorizing the proprietors of the Ministerial Fund in the parish of Byfield to sell certain real estate, was further considered and was rejected.

Orders of the  
day.

The report of the committee on Taxation, inexpedient to legislate, on an order relative to taxation of net values of life insurance policies, and several petitions relative to the subject, was further considered. Mr. Boardman of Boston moved to reconsider the vote by which the House rejected the amendment moved by Mr. Browne of Boston, to substitute a "Bill concerning the taxation of premiums collected by insurance companies." The motion prevailed. The question then recurring on substituting the bill for the report, after further debate, the House refused to substitute the bill by a vote of 55 to 65, and the report was accepted and sent up for concurrence.

The Bill concerning the Massachusetts School for Idiotic and Feeble-Minded Youth was read a third time, amended on motion of Mr. Williams of Foxborough, and was passed to be engrossed, in concurrence, and sent up for concurrence in the amendments adopted by the House.

The Bill in relation to the Malden, Medford and Melrose Gas Light Company; and the

## JOURNAL OF THE HOUSE,

**Resolves :**

In favor of the town of North Brookfield ; and  
 In favor of the State prison at Concord ;  
 Were severally read a third time, and were passed to  
 be engrossed, in concurrence.

There being no further matters in the orders of the day,  
 the House adjourned at one o'clock, until Monday at two  
 o'clock P.M. (the House having voted at a quarter before  
 one o'clock to postpone the declaration of the usual noon  
 recess, on motion of Mr. Cogswell of Salem, that all the  
 matters then in the orders of the day might be dis-  
 posed of).

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**MONDAY, May 21, 1883.**

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petition Presented.*

*Widows and  
mothers of de-  
ceased soldiers.*

By Mr. Huntoon of Lowell, petition of L. A. Hulse  
 for the passage of a resolve in favor of the widows and  
 mothers of deceased soldiers. Referred to the next Gen-  
 eral Court, under the 12th joint rule.

*Orders.*

*Limit of time  
for reports of  
committees.*

The following order, offered by Mr. Joyner of Great  
 Barrington, was laid over at the request of Mr. Hill of  
 Haverhill : —

*Ordered*, That all committees report on all matters  
 before them on or before Thursday next.

*Two legislative  
sessions a day.*

The order relative to providing that each session of the  
 House be considered a legislative day, laid over from  
 Thursday, was, on motion of Mr. Glines of Somerville,  
 laid on the table.

*Papers from the Senate.*

*Employment of  
prisoners.*

A Bill relating to the employment of prisoners (being  
 a new draft of the House "Bill relative to the employ-  
 ment of convict labor"); and a

Resolve authorizing the Governor and Council to trans-  
 fer certain articles of furniture to the city of Boston (re-  
 ported on an order) ;

Severally passed to be engrossed by the Senate, were  
 severally read and ordered to a second reading.

The Resolve providing for the appointment of an agent to prosecute certain claims of the Commonwealth against the United States, (being a new draft of a House resolve with the same title), passed to be engrossed by the Senate, took its several readings under a suspension of the rule, and was passed to be engrossed, in concurrence.

Claims of the Commonwealth against the United States.

The following order came down for concurrence in the suspension of the 12th joint rule, in which the House non-concurred :—

Neglected children.

*Ordered*, That the committee on Education consider the expediency of amending the laws relating to neglected children.

The petition of the trustees of the Episcopal Methodist Society of Cochituate for a change of name, and to ratify and make valid certain acts of said society, came down referred to the committee on Parishes and Religious Societies, under a suspension of the 12th joint rule. The House non-concurred in the suspension of the rule.

Episcopal Methodist Society.

#### *Hour of Meeting.*

On motion of Mr. Wheeler of Boston,—

*Voted*, That when the House adjourns to-day it be to meet to-morrow at two o'clock P.M.

Hour of meeting.

#### *Reports of Committees.*

By Mr. Fisk of Dennis, from the committee on Election Laws, inexpedient to legislate, on an order relative to so amending the election laws that all unnecessary restrictions upon the right to vote may be removed, and on so much of the Governor's address as relates to registration.

Registration, — voting.

By Mr. Howland of Plymouth, from the committee on Prisons, no further legislation necessary, on the report of the Commissioners of Prisons, on the Massachusetts State prison.

Commissioners of prisons, — State Prison.

Severally read, accepted under a suspension of the rules and sent up for concurrence.

By Mr. Cushing of Cohasset, from the committee on Insurance, inexpedient to legislate, on the message from His Excellency the Governor, transmitting a communication from the Insurance Commissioner concerning the

Insurance.

## JOURNAL OF THE HOUSE,

administration of the state department of insurance. Read and placed in the orders of the day for to-morrow.

**East Boston  
Railway Dock  
and Elevator  
Company.**

By Mr. Glines of Somerville, from the committee on Railroads, on a petition, a Bill relating to the East Boston Railway Dock and Elevator Company. Read and ordered to a second reading.

*Bills Enacted.*

**Bills enacted.**

**Engrossed bills :**

Making appropriations for salaries and expenses at the State Almshouse at Tewksbury ;

Making an appropriation for the payment of the cost of supporting prisoners removed from the reformatory prison for women ;

Making an appropriation for the expenses of the trustees of the State Primary and Reform Schools ;

To authorize the county commissioners of Plymouth County to enlarge and remodel the house of correction at Plymouth ;

Making appropriations for the salaries and expenses of the district police force ;

Making appropriations for salaries and expenses at the State Primary School at Monson ;

Making appropriations for salaries and expenses at the State Prison at Concord ;

Making appropriations for salaries and expenses at the Reformatory Prison for Women at Sherborn ;

Making appropriations for salaries and expenses at the State Reform School at Westborough ;

Making appropriations for salaries and expenses at the State Industrial School at Lancaster ;

Making appropriations for salaries and expenses at the State Workhouse at Bridgewater ;

Making an appropriation for the contingent expenses of the Commissioners of Prisons ;

Making an appropriation for the travelling expenses of the Commissioners of Prisons and the Secretary thereof ;

Making an appropriation for expenses in connection with removing prisoners to and from the Reformatory Prison for Women ;

Making appropriations for the assistance of convicts discharged from the State Prison at Concord ;

Making appropriations for the assistance of female con-

victs discharged from the prisons of this Commonwealth, and

Making an appropriation for expenses in connection with arrest of fugitives from justice;

(Which severally originated in the House);

To enforce the attendance of witnesses before special tribunals; and

To authorize the Phoenix Brewing Company to manufacture ale;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed and sent to the Senate.

*Taken from the Table.*

On motion of Mr. Mellen of Worcester, the following reports were severally taken from the table, and, on his further motions, were severally placed in the orders of the day for to-morrow:—

Reports of the committee on the Hoosac Tunnel and Troy & Greenfield Railroad, reference to the next General Court:

On the petition of the selectmen and citizens of Greenfield, for reimbursement for moneys expended for stock of and loans to the Troy & Greenfield Railroad;

Troy & Greenfield Railroad,  
— Greenfield.

On the petition of the selectmen of Buckland for reimbursement for moneys expended for stock of the Troy & Greenfield Railroad;

Troy & Greenfield Railroad,  
— Buckland.

On the petition of Joseph White and others for compensation for certain property now held by the Commonwealth, and formerly owned and held by the town of Williamstown; and

Joseph White.

On the petition of the selectmen of Williamstown for special relief on account of its subscription to the stock of the Troy & Greenfield Railroad.

Troy & Greenfield Railroad,  
— Williamstown.

On motion of Mr. Smith of Andover, the following reports were severally taken from the table, and, on his further motions, were severally placed in the orders of the day for to-morrow:—

Reports:

Of the committee on Public Charitable Institutions, inexpedient to legislate, on so much of the Governor's address as relates to the School for Idiotic and Feeble-Minded Youth; and

School for  
Idiotic and  
Feeble-Minded  
Youth.

Of the same committee, inexpedient to legislate, on an order relative to legislation so that trustees of the State

Trustees of  
State charitable  
and penal institutions.

**Reformatory  
for male pris-  
oners.**

**Ventilation of  
State public  
buildings.**

**Orders of the  
day.**

charitable and penal institutions be ineligible for a second consecutive term of office.

On motion of Mr. Howland of Plymouth, the report of the committee on Prisons, reference to the next General Court, on the petition of William Taylor and others for the establishment of a reformatory for male prisoners, was taken from the table, and was, on his further motion, placed in the orders of the day for to-morrow.

On motion of Mr. Moriarty of Worcester, the petition of Thomas F. White and others for better methods of ventilating the public buildings belonging to the State, etc., was taken from the table. The House concurred with the Senate in its reference to the committee on Prisons, and the petition was returned to the Senate endorsed accordingly.

#### *Orders of the Day.*

The Bill relating to telephone companies, and to regulate the use and rental of telephones was read a third time and considered. Pending the question on its engrossment, and pending amendments moved by Mr. Williams of Foxborough, the bill was recommitted to the committee on Mercantile Affairs, on motion of Mr. Weston of Newton.

The Bill to confirm the proceedings of the Melrose Orthodox Congregational Society was read a second time and ordered to a third reading.

At twenty minutes past three o'clock the House adjourned until to-morrow at two o'clock P.M.

TUESDAY, May 22, 1883.

Met according to adjournment at two o'clock P.M.

Prayer was offered by the Chaplain.

**Claims of the  
Commonwealth  
against the  
United States.**

#### *Reconsideration.*

Mr. Belden of Williamstown moved to reconsider the vote by which the House yesterday passed to be engrossed the Resolve providing for the appointment of an agent to prosecute certain claims of the Commonwealth against the

United States. On further motion of the same gentleman, the motion to reconsider was laid on the table.

Mr. Tyler of Oxford moved to reconsider the vote by which the House refused to concur with the Senate in the suspension of the 12th joint rule on the petition of the trustees of the Episcopal Methodist Society of Cochituate for a change of name and to ratify and make valid certain acts of said society. The motion prevailed. The question recurring on concurring with the Senate in the suspension of the rule, the House concurred and the petition was referred, in concurrence, to the committee on Parishes and Religious Societies.

*Orders.*

The following order, offered by Mr. Parker of Lynn, was laid over at the request of Mr. Moriarty of Worcester: —

Visit of members to Tewksbury Almshouse.

*Ordered*, That the Sergeant-at-Arms make suitable provision for a visit of the members of the House of Representatives to the State Almshouse at Tewksbury, on Friday, May 25, 1883.

The following order, offered by Mr. Eastman of Boston, was laid over at the request of Mr. Hill of Haverhill: —

*Ordered*, That when the House adjourns, it be till two o'clock to-morrow, and that that be the hour of meeting hereafter till otherwise ordered.

Hour of meeting.

The order relative to requiring all committees to report on all matters before them on or before Thursday next, laid over from yesterday, was rejected.

Reports of committees.

*Papers from the Senate.*

A Resolve in favor of John M. Galvin, reported on a petition taken from the files of last year and passed to be engrossed by the Senate, was read and referred, under the rule, to the committee on Finance.

John M. Galvin.

The House Resolve in favor of the Massachusetts Agricultural College came down, passed to be engrossed, in concurrence, with an amendment, in which the House concurred, under a suspension of the rule.

Massachusetts Agricultural College.

*Bills Enacted and Resolve Passed.*

*Bills enacted, —  
resolve passed.*

**Engrossed bills :**

To incorporate the Essex County Building Company ;  
To allow the International Trust Company to accept  
trusts under wills and for other purposes ; and  
Concerning the election of aldermen in the city of Bos-  
ton ;  
(Which severally originated in the Senate) ;  
Were severally passed to be enacted, signed and sent  
to the Senate.

An engrossed Resolve to authorize the Governor and Council to sell or lease certain rights of the Commonwealth in lands in the town of Rowe (which originated in the Senate) was passed, signed and sent to the Senate.

*Hour of Meeting To-morrow.*

*Hour of  
meeting.*

Mr. Bowker of Boston moved that when the House adjourns to-day, it be to meet to-morrow at two o'clock P.M. On motion of Mr. Cogswell of Salem, the motion was laid on the table. Subsequently, the orders of the day having been disposed of, the motion was taken from the table, on further motion of Mr. Cogswell, and was adopted.

*Reports of Committees.*

*Revere Water  
Company.*

By Mr. Campbell of Boston, from the committee on Water Supply and Drainage, leave to withdraw, on the petition of the Revere Water Company, for authority to contract with the town of Revere to supply said town with water for fire and other purposes. Read, and placed in the orders of the day for to-morrow.

*Tellers in town  
meetings.*

By Mr. Baker of Beverly, from the committee of conference on the matters of difference between the two branches on the amendment striking out the words "town clerks and selectmen" from the "Bill authorizing moderators, selectmen and town clerks to appoint tellers in town meetings," that the Senate recede from its amendment striking out the words "and town clerks," and that the House recede from its non-concurrence with the Senate in its amendment striking out the word "selectmen." Read and accepted, under a suspension of the rule, and sent up for concurrence.

By Mr. Candage of Brookline, from the committee on Harbors and Public Lands that the Bill (on leave) in further addition to "An Act relating to the Mystic River Corporation" ought to pass in a new draft with the title, "Bill transferring the powers and duties of the special commissioner for the Mystic River Corporation to the Board of Harbor and Land Commissioners." Read and ordered to a second reading.

By Mr. Gordon of New Bedford, from the committee on Finance, that the Bill to provide for the removal of wrecks and other obstructions from tide waters ought to pass.

By Mr. Clark of Winchendon, from the same committee, that the Resolve to provide for the reception and entertainment of distinguished guests, ought to pass.

By Mr. Pattee of Quincy, from the committee on the Judiciary that the Bill to abolish the terms of the First District Court of Eastern Middlesex held at Wakefield, ought to pass with the following amendment: In section 3, line 2, strike out the word "May," and insert in place thereof the word "June."

Severally placed in the orders of the day for to-morrow for a second reading.

### *Orders of the Day.*

The report of the committee on Insurance, inexpedient to legislate, on the message from His Excellency the Governor, transmitting a communication from the Insurance Commissioner concerning the administration of the state department of insurance was considered, and pending an amendment moved by Mr. Ernst of Boston, to substitute a "Bill concerning the administration of the State Department of Insurance," further consideration of the matter was postponed until to-morrow on further motion of the same gentleman.

The following reports of the committee on the Hoosac Tunnel and Troy and Greenfield Railroad, reference to the next General Court, were severally laid on the table, on motions of Mr. Belden of Williamstown, the question in each case being on concurring with the Senate in accepting the same: —

On the petition of the selectmen and citizens of Greenfield, for reimbursement for moneys expended for stock of and loans to the Troy & Greenfield Railroad;

Mystic River Corporation.

Removal of wrecks.

Distinguished guests.

First District Court of Eastern Middlesex.

Orders of the day.

## JOURNAL OF THE HOUSE,

On the petition of the selectmen of Buckland for reimbursement for moneys paid for stock of the Troy & Greenfield Railroad;

On the petition of Joseph White and others for compensation for certain property now held by the Commonwealth, and formerly owned and held by the town of Williamstown: and

On the petition of the selectmen of Williamstown for special relief on account of its subscription to the stock of the Troy & Greenfield Railroad.

The report of the committee on Public Charitable Institutions, inexpedient to legislate, on so much of the Governor's address as relates to the School for Idiotic and Feeble-Minded Youth, was accepted, in concurrence.

The report of the committee on Public Charitable Institutions, inexpedient to legislate, on an order relative to legislation so that trustees of the State charitable and penal institutions be ineligible for a second consecutive term of office was considered. Mr. Baker of Beverly moved to recommit the report to the committee, with instructions to report a bill in accordance with the terms of the order. After debate, the motion was lost, and the report was accepted, and sent up for concurrence.

The report of the committee on Prisons, reference to the next General Court, on the petition of William Taylor and others for the establishment of a reformatory for male prisoners was further considered. Mr. Mellen of Worcester moved to amend by substituting a "Bill to establish a reformatory for male prisoners." Pending which, on further motion of Mr. Mellen, the matter was postponed for further consideration until to-morrow, to be placed first in the orders of the day.

Bills:

Relating to the East Boston Railway, Dock and Elevator Company; and

Relating to the employment of prisoners; and the Resolve authorizing the Governor and Council to transfer certain articles of furniture to the city of Boston;

Were severally read a second time and ordered to a third reading.

The Bill to confirm the proceedings of the Melrose Orthodox Congregational Society was read a third time, and was passed to be engrossed, in concurrence.

**At five minutes before four o'clock the House adjourned until to-morrow at two o'clock P.M.**

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**WEDNESDAY, May 23, 1883.**

**Met according to adjournment, at two o'clock P.M.**

**Prayer was offered by the Chaplain.**

*Orders.*

The order relative to a visit of the members of the House of Representatives to the State Almshouse at Tewksbury, laid over from yesterday, was adopted. Subsequently Mr. Moriarty of Worcester moved a reconsideration of the vote by which the order was adopted, and the motion was rejected.

Visit of members to the Tewksbury Almshouse.

The order offered yesterday by Mr. Eastman of Boston, and laid over, relative to the hour of meeting, was laid on the table, on motion of Mr. Candage of Brookline.

Hour of meeting.

*Introduced on Leave.*

By Mr. Cronin of Boston, a Bill relating to the care and education of neglected children. Read and sent up for concurrence in the suspension of the 12th joint rule.

Neglected children.

*Papers from the Senate.*

A Bill to prevent interfering with voters at the polls (substituted in the Senate for the report inexpedient to legislate on an order relative to protecting voters by excluding all solicitation and interference within a reasonable distance of the ballot box), passed to be engrossed by the Senate, was read and ordered to a second reading.

Protection of voters.

**Resolves :**

In favor of the State Normal School at Framingham (reported on that part of the Report of the Board of Education which relates to the State Normal School at Framingham); and

State Normal School at Framingham.

Authorizing the commissioners on Provincial Laws to print one hundred copies of volume two of said laws (reported on an order);

Provincial laws.

Severally passed to be engrossed by the Senate, were

## JOURNAL OF THE HOUSE,

severally read and referred, under the rule, to the committee on Finance.

Judge of Probate and Insolvency for Essex County.  
Funds of public administrators.

## Bills :

To establish the salary of the judge of probate and insolvency for the county of Essex ; and

To amend section 18 of chapter 131 of the Public Statutes, relating to the payment by the Treasurer of the Commonwealth of funds received from public administrators ;

Severally passed to be engrossed by the Senate, were severally read and referred to the committee on Probate and Chancery.

**Florida.**

The Bill granting land for a school to the town of Florida, being a new draft of a House bill with the same title, passed to be engrossed by the Senate, took its several readings under a suspension of the rules and was passed to be engrossed, in concurrence.

Abandonment of land.

Notice was received from the Senate of the rejection by that branch of the House "Bill to provide for the abandonment of land taken under eminent domain."

State Arsenal and Camp Ground.

The report of the committee on Military Affairs on the State Arsenal and Camp Ground (Senate, No. 236), accepted by the Senate, was read and accepted, in concurrence, under a suspension of the rule.

Medical societies.

The Bill to prohibit certain medical societies from conferring degrees, being a new draft of a House bill previously passed to be engrossed by the House, came down passed to be engrossed by the Senate. The bill was read once, and, under a suspension of the rules, moved by Mr. Mackintosh of Dedham, was read a second time, amended, on his further motion, by striking out all after the enacting clause, and substituting therefor the provisions of the original House bill ; it was then read a third time and was passed to be engrossed, in concurrence, as amended, and sent up for concurrence in the amendment, as well as an amendment to the title, so that it read, "Bill to except associations for medical purposes from the provisions of the general law relative to the incorporation of associations for educational, charitable and other purposes."

*Reports of Committees.*

Opium eaters.

By Mr. Bancroft of Cambridge, from the committee on Probate and Chancery, inexpedient to legislate, on an

order relative to amending chapter 87 of the Public Statutes, so that provision may be made for the care or custody of persons addicted to the habit of opium eating, and their commitment by some tribunal in the manner of insane persons. Read and placed in the orders of the day for to-morrow.

By Mr. Sexton of Lowell, from the committee on Mercantile Affairs, on a petition, a Bill to change the name of the Prushan Rubber Company of Hyde Park. Read and ordered to a second reading.

Prushan Rubber Company of Hyde Park.

By Mr. Tyler of Oxford, from the committee on Printing, on an order, a Resolve providing for the printing of extra copies of the Agricultural Report. Read, and, under a suspension of rule 42, moved by Mr. Belden of Williamstown, placed in the orders of the day for to-morrow for a second reading.

Extra copies of the Agricultural Report.

#### *Discharged from the Orders.*

On motion of Mr. Candage of Brookline, the Bill to provide for the removal of wrecks and other obstructions from tide-waters was discharged from the orders of the day. It was read a second time, and, pending the question on ordering to a third reading, it was, on further motion of Mr. Candage, recommitted to the committee on Harbors and Public Lands.

Removal of wrecks.

#### *Bills Enacted and Resolve Passed.*

##### *Engrossed bills :*

To limit the investments of savings banks and institutions for savings in the stock of banks and banking associations (which originated in the House); and

Bills enacted, — resolve passed.

To incorporate the Naukeag Water Company (which originated in the Senate);

Were severally passed to be enacted, signed and sent to the Senate.

An engrossed Resolve in relation to signals for the protection of highways crossing railroads at grade (which originated in the House), was passed, signed and sent to the Senate.

#### *Taken from the Table.*

On motion of Mr. Belden of Williamstown, the motion to reconsider the vote by which the House on Monday,

May 21, passed to be engrossed the Resolve providing for the appointment of an agent to prosecute certain claims of the Commonwealth against the United States, was taken from the table, and was adopted. The question recurring on the engrossment of the resolve, Mr. Belden moved certain amendments, pending which, and pending the main question on its engrossment, the resolve was postponed for further consideration until to-morrow, on further motion of Mr. Belden.

*Orders of the Day.*

The report of the committee on Prisons, reference to the next General Court, on the petition of William Taylor and others for the establishment of a reformatory for male prisoners, was further considered. The pending amendment moved by Mr. Mellen of Worcester, to substitute a "Bill to establish a reformatory for male prisoners," was adopted, and the bill was referred, under rule 42, to the committee on Finance.

The report of the committee on Insurance, inexpedient to legislate, on the message from His Excellency the Governor, transmitting a communication from the Insurance Commissioner concerning the administration of the state department of insurance, was further considered. Mr. Parker of Lynn moved that debate be closed at four o'clock unless a vote should be sooner reached. The motion prevailed. After debate, the pending amendment moved by Mr. Ernst of Boston, to substitute a "Bill concerning the administration of the state department of insurance," was adopted, and the bill having been read was ordered to a second reading.

The report of the committee on Water Supply and Drainage, leave to withdraw, on the petition of the Revere Water Company for authority to contract with the town of Revere to supply said town with water for fire and other purposes, was accepted, and sent up for concurrence.

**Bills:**

To abolish the terms of the first district court of Eastern Middlesex held at Wakefield (amended, as recommended by the committee on the Judiciary);

Transferring the powers and duties of the special commissioner for the Mystic River Corporation to the Board

of Harbor and Land Commissioners (amended on motion of Mr. Candage of Brookline); and the

Resolve to provide for the reception and entertainment of distinguished guests;

Were severally read a second time, and ordered to a third reading.

The Bill relating to the East Boston Railway, Dock and Elevator Company was read a third time, passed to be engrossed and sent up for concurrence.

The Bill relating to the employment of prisoners; and the Resolve authorizing the Governor and Council to transfer certain articles of furniture to the city of Boston;

Were severally read a third time and were passed to be engrossed, in concurrence.

There being no other matters in the orders of the day, the House,

At five minutes before five o'clock, adjourned.

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THURSDAY, May 24, 1883.

Met according to adjournment, at eleven o'clock, A.M.

Prayer was offered by the Rev. Mr. Willson of Salem, a member of the House.

*Bureau of Statistics of Labor.*

The Fourteenth Annual Report of the Bureau of Statistics of Labor was received, referred to the committee on Labor, and sent up for concurrence.

Bureau of Statistics of Labor.

*Visit to Tewksbury.*

On motion of Mr. Parker of Lynn,—

Voted, That the sergeant-at-arms, in making arrangements for the visit of the House of Representatives to Tewksbury, on Friday, May 25, be directed to exclude all persons except such as are members or officers of the Legislature, or reporters of the press.

Visit of members to Tewksbury almshouse.

*Hour of Meeting.*

On motion of Mr. Belden of Williamstown—

Voted, That when the House adjourn to-day it be to meet on Monday, May 28, at two o'clock, P. M.

Hour of meeting.

*Papers from the House.***Reports:**

Fall River  
Transportation  
Company.

Of the committee on Street Railways, leave to withdraw, on the petition of Milton Reed and others, for an act of incorporation as the Fall River Transportation Company; and

Court of arbitra-  
tion.

Of the committee on Labor, reference to the next General Court, on the petition of Charles R. Blaisdell and others, an order relative to the establishment of a court of arbitration, and so much of the Governor's address relating to the subject;

Severally accepted by the Senate, were severally read and placed in the orders of the day for Monday.

Fires in  
hotels, &c.  
Fire-escapes.

The Bill for the prevention of fires in hotels, boarding and lodging houses, and to provide for fire-escapes therein and in certain other buildings, came down from the Senate with the indorsement that the Senate non-concurred in the House amendment at "A" and concurred in the House amendment at "B." Pending a motion of Mr. Gove of Boston, that the House insist on its amendment at B, further consideration of the matter was postponed until Monday.

Liability of  
railroad corpo-  
rations.

A Bill fixing the responsibility of railroad corporations for negligently causing death of employés, passed to be engrossed by the Senate, was read and referred to the committee on the Judiciary.

Danvers  
Lunatic  
Hospital.

A Resolve in favor of the State Lunatic Hospital at Danvers, reported on the report of the trustees of the State Lunatic Hospital at Danvers, and passed to be engrossed by the Senate, was read and referred, under the rule, to the committee on Finance.

Committee on  
expediting the  
business of the  
House.

*Ordered*, In concurrence, that a committee be appointed consisting of three on the part of the Senate, with such as the House may join, who shall consider and report as to the best method to be adopted with reference to finishing the business now before the Legislature, so as to secure its transaction with the least possible delay, and whether the same can best be accomplished by a temporary adjournment or otherwise.

Messrs. Bruce of Middlesex, Baldwin of Essex and Haile of Hampden being appointed the committee on the part of the Senate; Messrs. Cogswell of Salem, Daven-

port of Fall River, Wolcott of Boston, Aldrich of Marlborough, Glines of Somerville, Cowdrey of Stoneham, Lincoln of Somerville and Hartwell of Fitchburg were joined on the part of the House.

*Reports of Committees.*

By Mr. Sprague of Boston, from the special committee who were instructed to inquire into the facts relative to the alleged invalidity of the veto by His Excellency the Governor, of the "Act to incorporate the Union Safe Deposit Vaults," a statement of the facts in relation thereto, with the evidence received by the committee. [Messrs. Baker of Beverly, Mackintosh of Dedham and Lincoln of Somerville submitting their views, which are printed with the report.] (See House, No. 363.)

Union Safe De-  
posit Vaults.

By the same gentleman, from the same committee, on <sup>Ibid.</sup> the order relative to requesting the opinion of the justices of the supreme judicial court, concerning said veto, recommending that the order should be adopted in a new draft as follows: —

*Whereas,* The bill entitled "An Act to incorporate the Union Safe Deposit Vaults," having been duly passed through its several stages by both branches of the legislature, was laid before the Governor for his revisal on Wednesday, February 21, 1883; and

*Whereas,* On Friday, February 23, 1883, the Governor informed the Lieutenant-Governor that he was writing a veto of said act, and was going away on the evening of said Friday, and on said evening or on the following day departed from the Commonwealth and was continuously absent therefrom during the whole of Sunday, Monday and Tuesday, being the 25th, 26th and 27th days of February, 1883, and until on or about the 2d day of March, 1883; and

*Whereas,* The private secretary of the Governor, who usually transmits to the House the messages of the Governor, on said Friday, February 23, after the adjournment of the House for the day, told the executive clerk of the Governor and of the Governor and Council, that as he (the private secretary) was to be absent, it would devolve upon him (the executive clerk) to take the message of the Governor vetoing said act into the House on the following Monday; and the executive clerk, on the afternoon of said Monday, February 26, 1883, without fur-

ther or other direction from any one, obtained in one of the rooms of the executive department, from a clerk who is employed as stenographer for the Governor, the said act and the message of the Governor now in possession of the House, which message is dated February 26, 1883, is signed by the Governor and contains the Governor's objections to said act; and straightway took said act and said message into the House, the branch in which the said act originated, and delivered them to the House; but said act and message had not been, previous to said time of delivering, put into the hands or possession of the executive clerk; and

*Whereas*, The Lieutenant-Governor, believing from information he received, that the Governor was absent from the Commonwealth during the period from February 23 to March 2, 1883, assumed the duties of Governor and acted as such during such absence, and was present in the executive chamber on said Monday, February 26, prepared to perform any such duties; and in the period before mentioned, signed as "acting Governor, in the absence of the Governor from the Commonwealth," two acts, namely, on February 27, 1883, "An Act in further addition to an Act making appropriations for the maintenance of the government during the present year;" and on March 1, 1883, "An Act making additional appropriations for certain expenses authorized in the year eighteen hundred and eighty-two;" but the Lieutenant-Governor gave no directions regarding the return of the act to incorporate the Union Safe Deposit Vaults, or regarding the message accompanying such return, and had nothing to do with either such return or message, and did not know that such message was sent to the House until after it was sent; and

*Whereas*, More than five days have now elapsed since the said bill or act to incorporate the Union Safe Deposit Vaults was so presented to the Governor; and

*Whereas*, Said bill or act is now in possession of the House awaiting its action thereon, if any is constitutionally required; and

*Whereas*, The Constitution of the Commonwealth provides that "whenever the chair of the Governor shall be vacant by reason of his death or absence from the Commonwealth, or otherwise, the Lieutenant-Governor, for the time being, shall, during such vacancy, perform all

the duties incumbent upon the Governor, and shall have and exercise all the powers and authorities which, by this Constitution, the Governor is vested with when personally present;" and also provides that "in order to prevent unnecessary delays, if any bill or resolve shall not be returned by the Governor within five days after it shall have been presented, the same shall have the force of a law;" and

*Whereas*, Questions have arisen whether under the provisions of the Constitution and the facts above recited, the said bill or act "to incorporate the Union Safe Deposit Vaults," has or has not become a law of this Commonwealth; therefore it is

*Ordered*, That the Speaker of the House be directed to transmit to the justices of the supreme judicial court a certified copy of the preamble to this order, and respectfully request their opinion whether upon the facts stated in said preamble the return of said bill or act, with said message, constituted a valid veto of said bill or act, and whether upon said facts the said bill or act has become and is a law of this Commonwealth.

[Messrs. Baker of Beverly, Lincoln of Somerville and Mackintosh of Dedham dissenting.] (See House, No. 366).

Severally read and placed in the orders of the day for Monday.

By Mr. Cushing of Cohasset, from the committee of conference on the matters of difference between the two branches on the "Bill concerning the sale of dressed poultry," that the bill ought to pass in an amended form, submitted with the report. Read and accepted under a suspension of the rule and sent up for concurrence.

By Mr. Whitehill of Attleborough, from the committee on Parishes and Religious Societies, on a petition, a Bill to change the name of the Episcopal Methodist Society of Cochituate, to confirm certain proceedings of said society, to make valid conveyances to the same, and to authorize it to sell its real and personal estate. Read and ordered to a second reading.

By Mr. Fennessey of Boston, from the committee on Election Laws, that the Bill (recommitted) relating to the general election day ought to pass. Placed in the orders of the day for Monday, the question being on ordering to a third reading.

Dressed poultry.

Episcopal Methodist Society of Cochituate.

Election day.

*Bills Enacted and Resolves Passed.***Engrossed bills :****Bills enacted,  
resolves passed.**

Relating to the employment of children in manufacturing and other establishments ; and

Granting jurisdiction in equity to the superior court ;  
(Which severally originated in the House) ;

In relation to the Malden, Medford, and Melrose Gas Light Company ;

Relating to indigent and neglected children ; and

Authorizing the proprietors of the Ministerial Fund in the parish of Byfield to sell certain real estate ;

(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed and sent to the Senate.

**Engrossed resolves :**

In favor of Gettysburg Battlefield Memorial Association (which originated in the House) ; and

In favor of the State Prison at Concord ; and

In favor of the town of North Brookfield ;

(Which severally originated in the Senate) ;

Were severally passed, signed and sent to the Senate.

*Discharged from the Orders.***Distinguished  
guests.**

On motion of Mr. Hutchinson of Chelsea, the Resolve to provide for the reception and entertainment of distinguished guests was discharged from the orders of the day, under a suspension of the rule. It was read a third time, and pending the question on its engrossment, it was, on further motion of the same gentleman, referred to the committee on Expenditures, with instructions to consider the expediency of devoting a part or the whole of the money provided for in the resolve, or an additional sum, to the reception and entertainment of distinguished guests who shall attend the American exhibition of foreign products, arts and manufactures, under the direction of the joint committee already appointed under a resolve passed the present session, and was sent up for concurrence.

*Orders of the Day.***Orders of the  
day.**

The report of the committee on Probate and Chancery, inexpedient to legislate, on an order relative to amending chapter 87 of the Public Statutes so that provision may

THURSDAY, MAY 24, 1883.

655

be made for the care or custody of persons addicted to the habit of opium eating, was considered. Pending an amendment moved by Mr. Cushing of Cohasset, to substitute a "Bill authorizing the commitment to lunatic hospitals of persons addicted to the use of opium," further consideration of the subject was postponed until Monday, on further motion of Mr. Cushing.

The Bill to prevent interfering with voters at the polls was read a second time and considered. Mr. Randall of Boston moved to strike out all after the enacting clause. The motion prevailed, and the Speaker declared that the bill was indefinitely postponed, and notice thereof was sent to the Senate.

The Resolve providing for the appointment of an agent to prosecute certain claims of the Commonwealth against the United States was further considered, the main question being on its engrossment. The pending amendments moved by Mr. Belden of Williamstown were adopted, and the resolve passed to be engrossed, in concurrence, as amended, and was sent to the Senate for concurrence in the amendments.

The Bill to abolish the terms of the First District Court of Eastern Middlesex held at Wakefield was read a third time, and, pending the question on its engrossment, was recommitted to the committee on the Judiciary, on motion of Mr. Cogswell of Salem.

The Bill transferring the powers and duties of the special commissioner for the Mystic River Corporation to the Board of Harbor and Land Commissioners was read a third time, amended by substituting therefor a bill with the same title recommended by the committee on Bills in the Third Reading, and was passed to be engrossed, and sent up for concurrence.

Bills :

To change the name of the Prushan Rubber Company of Hyde Park ; and

Concerning the administration of the State Department of Insurance ;

Were severally read a second time and ordered to a third reading.

At ten minutes past twelve o'clock adjourned until Monday at two o'clock P.M.

MONDAY, May 28, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Roll-Call.*

At ten minutes past two o'clock, on motion of Mr. Sullivan of Lawrence, the House was counted, and 97 members were present.

Roll-call.

Mr. Parker of Lynn moved that the roll be called. The motion prevailed, and, the roll being called, 131 members appeared to be present, the following-named gentlemen having answered to their names: —

Messrs. Aldrich, Samuel N.	Messrs. Cronin, Cornelius F.
Atherton, Arlon S.	Cushman, Solomon F.
Babbitt, Francis S.	Davenport, James F.
Baker, Charles H.	Davis, Samuel M.
Baker, John I.	Denham, James R.
Ball, George H.	Dunham, Rufus A.
Bancroft, William A.	Dwinell, James F.
Barker, Forrest E.	Eames, Warren
Barker, George A.	Eastman, Edmund T.
Barnard, Charles T.	Ernst, George A. O.
Boardman, Halsey J.	Fennessey, Jer. G.
Bowker, Horace L.	Fisk, David
Brigham, Andrew C.	Fuller, Warren D.
Browne, Andrew J.	Gaffney, Frank H.
Burr, Charles C.	Glines, Edward
Bush, Horace W.	Gordon, William, Jr.
Butler, Daniel	Gove, Jesse M.
Butler, Edward P.	Hall, Thomas J.
Butterfield, Jesse B.	Hartwell, Harris C.
Campbell, Benjamin F.	Hayes, John E.
Candage, Rufus G. F.	Hildreth, Edwin A.
Chappelle, Julius C.	Hill, Edwin N.
Cheever, John H.	Holbrook, Caleb
Clark, Aaron F.	Hopkins, John
Clark, George L.	Howes, Erastus
Cluff, Daniel B.	Howes, Lewis W.
Cogswell, Adams H.	Howland, Charles H.
Cogswell, William	Howland, Charles W.
Coombs, John P.	Hubbard, Sabin
Costello, Michael W.	Huntoon, George L.
Courtney, John	Hutchinson, Chas. C.
Craig, George E.	Jackson, John

Messrs. Jacobs, Joseph, Jr.	Messrs. Sexton, Michael
Kelley, Joseph J.	Shaw, Edward H.
Kilduff, William	Smith, Charles
Kimball, William R.	Smith, George E.
Lincoln, Charles S.	Smith, Joel
Linnell, Solomon, 2d	Snow, Edmund F.
Lord, Charles S.	Sprague, Henry H.
Mackintosh, Charles A.	Staples, Samuel
Manning, Patrick H.	Starbird, Charles D.
Martin, Henry B.	Stebbins, John B.
Means, Arthur F.	Stetson, George F.
Melden, William R.	Stetson, Sprague S.
Moriarty, Eugene M.	Stockbridge, Levi
Morrison, Alva S.	Stow, T. Dwight
Morse, Bushrod	Sullivan, Dennis A.
Morse, Leonard T.	Sweetser, Albert H.
Newell, Charles S.	Tarone, James
Nourse, Henry S.	Tyler, Albert
O'Brien, Francis	Varnum, Daniel H.
Parker, John L.	Walker, Aaron G.
Pattee, William G. A.	Wells, Daniel W.
Peabody, W. Scott	Weston, Thomas, Jr.
Peck, Herbert L.	Wheeler, Charles
Pedrick, Francis E.	White, Henry J.
Perry, Isaac F. B.	Whit hill, John
Potter, Burton W.	Whitin, Arthur F.
Reade, John	Whiting, Albert T.
Reed, Charles M.	Whitmarsh, Wm. W.
Rice, Samuel I.	Wiggins, Thomas P.
Richardson, Chas. W.	Wilkinson, John W.
Richardson, David M.	Williams, Fred. H.
Sargent, Wingate P.	Willson, Edmund B.
Saville, Leonard A.	Winchester, Fitch A.
Searell, William A.	

*Messages from the Governor.*

The following message was received from His Excellency the Governor : —

EXECUTIVE DEPARTMENT,

BOSTON, May 28, 1883.

To the Honorable the House of Representatives :

I crave indulgence for supposing that I can now be permitted to take official notice of the public action of your honorable body in relation to the message I had the honor to forward to the House on the 23d of February, because of the report of a committee of the House upon that

Union Safe  
Deposit Vaults.

subject. Up to this time I have not felt at liberty in any public manner to say anything upon the topics treated upon in that report.

If the honorable House had asked the "Supreme Executive Magistrate" of the Commonwealth for any information to guide its action in that spirit of courtesy and proper official relations that ought to exist between two co-ordinate, and in their spheres equal branches of the government of the Commonwealth, I should have answered an intimation or request in that regard to the House with the frankness with which I am certain the House will do me the credit to say, I have always addressed them. Of course I should not have submitted to the action of any committee of investigation of the action of the Executive, because I respectfully submit the House has no authority to investigate the action of the Executive, or to question it, any more than the Executive has authority to investigate the action of the House, or to question it, its regularity and propriety, except in the manner pointed out by the Constitution. The House, as the grand inquest for the purposes of impeachment, can always inquire into the action of any executive officer of the Commonwealth, from the highest to the lowest; and for that purpose may call upon the confidential servants of such officer for any information tending to show him guilty of high crimes and misdemeanors, but for no other object or purpose whatever. The Executive may object, and communicate his objections to the House, to any official act of the House, within the constitutional limit, and no other, and must look only to the official journals of the House to ascertain what the action of the House has been in any matter about which the Executive requires instruction; but the Executive cannot ascertain the official action of the House by inquiring of its clerks or servants, of what it has omitted to do; and any attempt of the Executive to summon them before him for that purpose and oblige them to disclose any action of the House—it might be in secret session—would be a grave contempt of its authority and an indignity shown to its high position, worthy of and demanding attention as very reprehensible, even if there might be no constitutional authority for the redress of such a wrong.

I gather from the report of your committee that the

House desires to know when, how, and under what circumstances the message of the 23d of February, in regard to the bill to incorporate the Union Safe Deposit Vaults was prepared and sent to the House; and I also infer that the committee of the House have not been so fully successful, in gathering that information for the House, as the House might well have hoped it would have been. I therefore take leave respectfully to supply the defects in that information by the following statement:

The bill in question was handed to the private secretary of the Governor late in the afternoon of the 21st of February. Upon examination of it, certain objections impressed themselves upon my mind, which were of weight. I had been called upon to go to Washington by the exigencies of certain private affairs, which demanded my attention, some of which I had been putting off from day to day, in order that I might not be required to go more than once, and also some public business, i. e., business which concerned the Commonwealth, which required my attention there; and I proposed to leave the Commonwealth on the evening of Friday, so as to avoid being absent any more during legislative time than was necessary. Some time after two o'clock on Friday, when, by the rules of the Executive office, the general public would be excluded from the Executive chamber, I called upon one of my stenographic secretaries to take down from my dictation a portion of my message. As I can dictate in a quarter of an hour more than any secretary can write out in an hour, after I had dictated for a proper time to one, I directed him to write out what I had dictated, and sent for the other and dictated to him the remainder, so as at as early a moment as possible I might be able to present the message to the legislature. I was under the impression at that time that the bill had originated in the Senate, and I had so at first written the message. With reasonable speed the message was prepared, written out and presented to me for revision and signature. I corrected it by striking out, on the first page, the words "To the Honorable the Senate," and inserting the words, "To the Honorable the House of Representatives." The only other corrections, if any, were of mere verbal errors. While doing so I was called upon by the Lieutenant-Governor concerning another matter, and I

## JOURNAL OF THE HOUSE,

was obliged to show curt courtesy in that interview, and gave him as a reason for so doing that I was writing a message of objections. He asked me in regard to what bill; and I told him in regard to the bill incorporating the Union Safe Deposit Vaults; and he, with his accustomed courtesy, left. Meanwhile, I had sent one of the clerks to ascertain whether the Senate was in session; he reported that it was not; that it had adjourned some time about two or three o'clock. I then asked him if the House was in session, and was told that it was not. I then signed the message, and said, perhaps irreverently, to my secretary, "Take this message, and when you can catch a legislature, have it delivered to the House. Meanwhile, before you have it presented, have the first sheet, which contains the alteration from 'Senate' to 'House of Representatives,' recopied, as I do not choose to have the message go with that change interlined in it." And from that moment I have never seen the paper containing the message.

At six o'clock that evening I left Boston, and about half-past eight o'clock I left the Commonwealth *en route* for Washington, and I did not return until I got ready.

There is no other fact that I know of that will be of the slightest importance to the House, and as the honorable House of Representatives will see, there has been no reason why every fact should not have been known.

BENJ. F. BUTLER.

Read, and, on motion of Mr. Sprague of Boston, the message was laid on the table.

The following message was received from His Excellency the Governor:—

EXECUTIVE DEPARTMENT,  
BOSTON, May 28, 1883.

*To the Honorable House of Representatives:*

I return to your honorable body a bill to authorize the County Commissioners of Plymouth County to enlarge and remodel the House of Correction at Plymouth.

This bill, if it should become a law, authorizes the county commissioners of that county to enlarge the house of correction at Plymouth at an expense not exceeding

forty thousand dollars (\$40,000.00), and for that purpose to borrow, on the credit of the county, a sum not exceeding forty thousand dollars (\$40,000.00), and to employ, so far as may be, convict labor to aid in the construction; and, further, to sell the jail and jail-houses, and to use the materials thereof in the construction.

Prior to this bill reaching me, I had received a considerable number of petitions, signed by a large number of the most respectable citizens of that county, asking me to take measures that the same shall not become a law.

These petitions are certainly entitled to weight, at least in so far as to cause me to give the bill the most careful consideration.

Turning to the financial reports of the county, I find that it makes a very creditable exhibit, in so far that its cash debit, above its cash assets, does not exceed the sum of five thousand dollars (\$5,000.00).

It is to be strongly wished that the indebtedment of other counties in the Commonwealth could make, as a rule, any like showing; because, if they could, the people of those counties would not be burdened with very large taxation to meet great liabilities largely incurred for the purpose of the construction of numerous and expensive county buildings, the objection to which is not only the too burdensome interest upon the sum expended in their cost, but also the very large outlay necessary to keep them in repair and to care for them.

In the earlier history of the State, when locomotion was both tedious and expensive, lawyers, judges and other persons who had business to do were compelled to spend a large portion of their time while doing it, in the shire towns.

It was, therefore, then desirable that the courts and their machinery should be brought into as close proximity as possible to the people of the several parts of the county, and so several shire towns were established with county buildings therein, but since the State has been absolutely "gridironed" by railroads, so that every person in the county, as a rule, can, in the course of three hours at the most, reach every other portion of the county at small expense, transact his business in the day and return home

at night, the requirement for a number of shire towns in the same county, and their attendant county buildings, has largely ceased.

But it may be said that there need not be, and, as a rule, there is not but one House of Correction in a county for the incarceration of prisoners sent to it.

True; therefore it is all the more necessary that such House of Correction should be at, or as near as possible, the centre of the population of the county.

The convicts sent to such county house largely come there on the sentences of trial justices or police courts, and the cost of their conveyance to and from their places of detention, with the accompanying official fees, becomes a very large item of county expenditure.

The large sum appropriated by this bill, and the fact that the jail at Plymouth is to be torn down and the materials used in constructing a House of Correction, shows that substantially a new jail is to be built in the town of Plymouth.

Now, Plymouth is at the extreme border of the county; a town of some seven thousand inhabitants, and nearly stationary in its growth.

It is surrounded by a sparse, and, I am fain to believe, a virtuous and quiet population, who would have little occasion to use a House of Correction.

The larger and more populous and growing towns are, as a rule, near the other extremity of the county, where there is also a rapidly growing city which claims some fifteen thousand inhabitants.

These are economic considerations, which are entitled to some weight in the consideration of the exigencies for this bill.

All the supreme and superior courts now are, or may be, held at Plymouth, and I suppose it is a fact that can hardly disguise itself, that one of the reasons for the promotion of this legislation is, that this large expenditure may tend to fasten the courts in Plymouth as the only shire town.

This appears from the fact that application has been made for another half-shire town in the county, to the present legislature, which application had so much of apparent merit in it, that it had been referred to the next legislature for its consideration, together with the proposition to rebuild the House of Correction.

But this bill, by the energy of its proponents, was brought back again into this legislature by a motion to reconsider, and has passed both branches. The shire-town bill still remains referred to the next General Court.

It may be considered an agreed fact that the present House of Correction is not sufficient to accommodate those sent there, its actual accommodation being only for thirty-two, while there are sometimes more than fifty sent there to be confined.

But the county commissioners have adopted the plan of having the excess confined in the House of Correction, in the neighboring county of Norfolk, where there is ample room, at a cost of some three dollars per week.

The average whole number is forty.

Now, as I am informed that thirty-two can be well enough accommodated in the present House of Correction at Plymouth, and supposing the average excess to be twenty, it will be seen that this large expenditure, if it were \$40,000 only, would be equal to the construction of a building at an expense of \$2,000 for each such inmate in excess of present accommodation.

This seems to be wholly disproportionate, but of itself would not be a conclusive reason why I should interpose my own judgment against the judgment of the people of that county, but I have no evidence that the people desire this expenditure.

Indeed, I am told, that but three only of those representing wholly that county in the House, voted for this bill.

The determining objection with me is a deeper and farther reaching one.

The bill authorizes the Board of County Commissioners to burden the county with debt in order to construct this building.

Neither of those officers was elected with a view to this exigency, and the people cannot pass upon their fitness to do so grave a work until this debt, eight times larger than the present debt of the county, can be fastened upon them without their desire, and, so far as is apparent, against their consent.

But, beyond this, under our system of constitutional government, which recognizes towns, cities and counties as

independent bodies for all purposes of local self-government, I do not believe that the legislature has any right to fasten upon such municipal bodies a debt for local purposes without the consent of the people, duly expressed at the ballot-box, upon the very question itself.

This was the earlier and better legal doctrine of the Commonwealth. Our cities, towns and counties existed as independent, local, self-governing bodies before the Commonwealth existed, and I do not believe that the people of the Commonwealth, in framing the Constitution, did surrender the rights of local self-government when they framed our Constitution and erected our *General Court*.

I find no language in the Constitution aptly describing such surrender, and I am sure our sturdy fathers, who fought in the Revolution against taxation being imposed upon them without their consent, would never have surrendered such a right without putting such surrender in the plainest and most guarded words.

I take it that the constitutional distinction is this : That the General Court can impose equal taxation upon all the people, because all the people are represented therein, for the general purposes equally affecting all, but cannot impose a burden of debt on any less than the whole.

But the General Court cannot, and, if they can, ought not to impose burdens and taxes upon the local municipalities for their local purposes, only when the consent of the people of such municipalities has been obtained.

By the earliest legislation the duty of building "fit and convenient" houses of correction was imposed upon counties by the legislature authorizing the Court of General Sessions, which was composed of the several justices of peace of the county, to levy a tax for that purpose, but not to run the county in debt for it.

The legislature left it to the county to determine what was a "fit and convenient" House of Correction, making the county liable for the escape of a prisoner, if the escape was owing to the faulty construction of the building.

When the Court of General Sessions was abandoned for county commissioners, by what was an oversight of legislation, the power to build county buildings was left to the discretion of such board ; but the discretion was so extra-

gantly used, and such loads of debt were thrown upon the counties, that the legislature had to interfere and restrict the building of county buildings to a certain percentage on the debt, without leave from the legislature, hence this application to octuple the amount of debt of Plymouth County.

As a result enormous burdens of debt have been imposed upon some counties for such purposes which never would have been imposed upon them if the question of the expenditure had been referred to the people of the counties respectively.

I therefore respectfully call a halt in this direction, and ask the legislature, in the light of these, my objections, to reconsider this bill, and I return it to the proper body thereof for that purpose.

BENJ. F. BUTLER.

The message was read, and the Speaker stated that, on examination of the papers, it appeared that the bill did not accompany the message, and that therefore the question, "Shall the bill pass notwithstanding the objections of His Excellency the Governor?" could not be taken. A printed copy of the bill as reported by the committee was enclosed, but, not being an official copy, it could not be acted on. Meantime the Speaker had addressed a note to the private secretary of the Governor, stating that the bill did not appear with the message, and the question could not therefore be taken. To this the following reply was subsequently received: —

COMMONWEALTH OF MASSACHUSETTS,  
EXECUTIVE DEPARTMENT,  
BOSTON, May 28, 1883.

*My Dear Mr. Speaker:*

The bill in relation to the House of Correction in Plymouth County was on my table when I drew the veto. I supposed it was lying upon my table with other bills up to this hour. Diligent search has been made for it and it cannot be found. I can only account for it that it has been taken from my table without my knowledge or the knowledge of any of my secretaries, all of whom have been inquired of concerning it. I do not see that the

original parchment is at all necessary, any more than any other copy.

Very respectfully,

BENJ. F. BUTLER.

Hon. GEO. A. MARDEN,  
*Speaker, House of Representatives.*

On motion of Mr. Howland of Plymouth the message was laid on the table.

A message was also received from His Excellency the Governor, transmitting a copy of the joint resolution of the Legislature of the State of Tennessee in regard to the commemoration of the one hundredth anniversary of the inauguration of President Washington. (See House Doc. No. 374.) Read, referred to the committee on Federal Relations, and sent up for concurrence.

*Bills Enacted and Resolves Passed.*

Engrossed bills :

Bills enacted, —  
resolves passed.

To regulate the sale of coal by measure ;  
To incorporate the Brockton Real Estate and Improvement Company ;  
To prevent the use of unlawful measures ; and  
Granting land for a school to the town of Florida ;  
(Which severally originated in the House) ;  
To incorporate the Newton Associates ; and  
To confirm the proceedings of the Melrose Orthodox Congregational Society ;  
(Which severally originated in the Senate) ;  
Were severally passed to be enacted, signed and sent to the Senate.

Engrossed resolves :

In favor of the Massachusetts Agricultural College (which originated in the House) ; and  
Authorizing the Governor and Council to transfer certain articles of furniture to the city of Boston (which originated in the Senate) ;  
Were severally passed, signed and sent to the Senate.

*Papers from the Senate.*

District Police.

A report of the committee on Labor, inexpedient to legislate, on the report of the chief of the Massachusetts District Police, accepted by the Senate, was read and placed in the orders of the day for to-morrow.

The Resolve providing for the appointment of an agent to prosecute claims of the Commonwealth against the United States, came down from the Senate with the endorsement that the Senate concurred in the House amendment at "A," and in so much of the House amendment at "B" as strikes out in lines 5 and 6 after the word "States," the words "excepting the claim now pending before Congress, known as the 'Coast Defence Claim,'" and non-concurred in that part of the House amendment at "B" which strikes out in lines 6, 7 and 8 the words, "and also excepting any claim for reimbursement of interest paid by the State on its war loans." Placed in the orders of the day for to-morrow.

Claims of the Commonwealth against the United States.

A Bill in addition to "An Act to extend the time within which savings banks and institutions for savings may sell certain real estate," introduced on leave in the Senate, was read and referred, in concurrence, under a suspension of the 12th joint rule, to the committee on Banks and Banking.

Savings banks.

The Bill relating to the care and education of neglected children, came down from the Senate, concurred, in the suspension of the 12th joint rule. On motion of Mr. Cronin of Boston, the rule requiring its reference to a committee was suspended, and the bill, having been read, was placed in the orders of the day for to-morrow for a second reading.

Neglected children.

#### *Reports of Committees.*

By Mr. Craig of Walpole, from the committee on the State House, inexpedient to legislate, on an order relative to the better ventilation of the Representatives' Hall and other rooms of the State House.

Ventilation of the Representatives' chamber.

By Mr. Switzer of Lynn, from the committee on Prisons, reference to the next General Court, on the petition of Thomas F. White and others for better methods of ventilating the public buildings belonging to the State.

Ventilation of public buildings of the State.

Severally read and placed in the orders of the day for to-morrow.

By Mr. Means of Boston, from the committee on the Judiciary, on an order, a Bill relative to unclaimed dividends in insolvency.

Unclaimed dividends in insolvency.

By Mr. Sargent of Melrose, from the committee on Mercantile Affairs, that the Bill (recommitted) relating

Telephone companies and telephones.

to telephone companies, and to regulate the use and rental of telephones, ought to pass in a new draft with the same title.

Severally read and ordered to a second reading.

**State Normal School at Bridgewater.**

**Troy & Greenfield Railroad and Hoosac Tunnel.**

**Orders of the day.**

By Mr. Bowker of Boston, from the committee on Public Health, on a petition, a Bill to abate a nuisance at the State Normal School at Bridgewater. Read and referred, under the rule, to the committee on Finance.

By Mr. Davenport of Fall River, from the committee on Finance, that the Senate Resolve for obtaining a release to the Commonwealth by the Troy & Greenfield Railroad Company of its claim upon the Troy & Greenfield Railroad and the Hoosac Tunnel ought to pass. Placed in the orders of the day for to-morrow for a second reading.

#### *Orders of the Day.*

The report of the committee on Probate and Chancery, inexpedient to legislate, on an order relative to the care or custody of persons addicted to the habit of opium eating, was, on motion of Mr. Hopkins of Millbury, postponed for further consideration until to-morrow, pending the motion of Mr. Cushing of Cohasset to amend by substituting a "Bill authorizing the commitment to lunatic hospitals of persons addicted to the use of opium."

Reports of the special committee who were instructed to inquire into the facts relative to the alleged invalidity of the veto by His Excellency the Governor of the "Act to incorporate the Union Safe Deposit Vaults";

Substituting a statement of the facts in relation thereto, with the evidence received by the committee; and

On the order relative to requesting the opinion of the justices of the supreme judicial court concerning said veto, recommending that the same should be adopted in a new draft (pending amendments moved by Mr. Mackintosh of Dedham to the order recommended by the committee);

Were severally postponed for further consideration until to-morrow, on motions of Mr. Sprague of Boston.

#### *Reports:*

Of the committee on Street Railways, leave to withdraw, on the petition of Milton Reed and others, for an act of incorporation as the Fall River Transportation Company; and

Of the committee on Labor, reference to the next General Court, on the petition of Charles R. Blis dell and others, the order relative to the establishment of a court of arbitration, and the Governor's address relating to the subject;

Were severally accepted, in concurrence.

The House insisted on its amendment to the Bill for the prevention of fires in hotels, boarding and lodging houses, and to provide for fire escapes therein and in certain other buildings, and the bill was returned to the Senate endorsed accordingly.

The Bill relating to the general election day was considered, the question being on ordering to a third reading.

Mr. Sprague of Boston renewed the point of order previously raised by him, as follows: "The House, having already acted upon and accepted the report of the committee on Election Laws, that it is inexpedient to legislate on so much of the Governor's address as relates to making the day of the State election a legal holiday, the second section of the bill purporting to make one-half of the day of the State election "a legal holiday" is the introduction of a measure substantially the same as that previously considered; and, moreover, that the committee, having previously made report to the House on the general matter of making election day a legal holiday, has exhausted the subject so far as it was placed in its hands for consideration, and a further report upon the same subject was not open to the committee."

Point of order.

The Speaker ruled that the point of order was well taken, and the bill was laid aside, and notice thereof was sent to the Senate.

The Bill to change the name of the Episcopal Methodist Society of Cochituate, to confirm certain proceeding, of said society, to make valid conveyances to the same and to authorize it to sell its real and personal estate; and the

Resolve providing for the printing of extra copies of the Agricultural Report;

Were severally read a second time and ordered to a third reading.

The Bill concerning the administration of the State Department of Insurance was read a third time and considered. Mr. Hill of Haverhill moved to substitute a bill

## JOURNAL OF THE HOUSE,

with the same title. After debate the bill was substituted, and was passed to be engrossed and sent up for concurrence.

The Bill to change the name of the Prushan Rubber Company of Hyde Park was read a third time and was passed to be engrossed and sent up for concurrence.

At fifteen minutes past five o'clock, adjourned.

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TUESDAY, May 29, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Papers from the Senate.*

**Northampton.**

The Bill to establish the city of Northampton (being a new draft of a House bill with the same title), passed to be engrossed by the Senate, was read and ordered to a second reading.

**Trustees of the  
Methodist Epis-  
copal Church at  
St. Paul's  
Station, Lowell.**

A Bill to ratify and confirm certain acts and proceedings of the Trustees of the Methodist Episcopal Church at St. Paul's Station, Lowell, Massachusetts, introduced on leave in the Senate, came down for concurrence in the suspension of the 11th and 12th joint rules. The House concurred and the bill was returned to the Senate endorsed accordingly.

**Reports of  
committees.**

A report, in part, of the committee appointed to consider and report as to the best method to be adopted with reference to finishing the business now before the Legislature, recommending the adoption of the following order, —

*Ordered*, That all committees, except the committee on Public Charitable Institutions are directed to report on all matters now before them on or before Friday next;

Was read and considered under a suspension of the rule, and the order was adopted in concurrence.

*Report of Committee.*

**Lynn water  
supply.**

By Mr. Smith of Andover, from the committee on Water Supply and Drainage, on a petition, a Bill authorizing the city of Lynn to take an additional water supply. Read and ordered to a second reading.

*Discharged from the Orders.*

On motion of Mr. Glines of Somerville, the Resolve providing for the appointment of an agent to prosecute claims of the Commonwealth against the United States, was discharged from the orders of the day, under a suspension of the rule. The same gentleman moved that the House recede from that portion of the amendment previously adopted by the House, in which the Senate non-concurred. The motion prevailed, and the bill was returned to the Senate endorsed accordingly.

Claims of the Commonwealth against the United States.

*Bills Enacted and Resolve Passed.***Engrossed bills :**

Relating to the employment of prisoners ; and

Bills enacted, — resolve passed.

In relation to the compensation of assessors, masters in chancery and special masters ;

(Which severally originated in the House) ; and

Relative to the transmission of electricity for the purpose of lighting (which originated in the Senate) ;

Were severally passed to be enacted, signed, and sent to the Senate.

An engrossed Resolve providing for the appointment of an agent to prosecute claims of the Commonwealth against the United States (which originated in the Senate), was passed, signed and sent to the Senate.

*Orders of the Day.*

The report of the committee on Probate and Chancery, inexpedient to legislate, on an order relative to amending chapter 87 of the Public Statutes so that provision may be made for the care or custody of persons addicted to the habit of opium eating was further considered. Mr. Parker of Lynn moved to amend the bill moved as a substitute for the report by Mr. Cushing of Cohasset, by inserting after the word "opium" the words "or other intoxicants." Mr. Cushing raised the point of order that the amendment was not germane to the order on which the report was based. The Speaker ruled that the point was well taken. After debate, the substitute bill moved by Mr. Cushing was rejected, and the report was accepted.

Orders of the day.

The report of the special committee who were instructed to inquire into the facts relative to the alleged invalidity

Point of order.

of the veto by His Excellency the Governor, of the "Act to incorporate the Union Safe Deposit Vaults," submitting a statement of the facts in relation thereto, with the evidence received by the committee was further considered. Mr. Stow of Fall River moved that the report be laid upon the table. The motion was rejected. After debate, the previous question having been ordered on motion of Mr. Eastman of Boston, the report was accepted.

The report of the special committee who were instructed to inquire into the facts relative to the alleged invalidity of the veto by His Excellency the Governor, of the "Act to incorporate the Union Safe Deposit Vaults," on the order relative to requesting the opinion of the justices of the supreme judicial court concerning said veto, recommending that the order should be adopted in a new draft, was further considered.

Mr. Cogswell of Salem moved to amend by substituting the following order:—

*Ordered*, That the Speaker of the House be directed to transmit to the justices of the supreme judicial court certified copies of the preamble of this order, and of the message of His Excellency on this subject, transmitted to the House, May 28, 1883, and respectfully request their opinion whether, upon the facts stated in said preamble and said last-mentioned message, the return of said bill or act, with the message mentioned in said preamble, constituted a valid veto of said bill or act, and whether, upon said facts, the said bill or act has become and is a law of this Commonwealth.

Mr. Mackintosh of Dedham moved to amend by substituting a new preamble and order, as follows:

*Whereas*, The bill entitled "An Act to incorporate the Union Safe Deposit Vaults," having been duly passed through its several stages by both branches of the Legislature, was laid before the Governor for his revision on Wednesday, February 21, 1883; and

*Whereas*, The Governor, having objections to said bill, in this Commonwealth, on Friday, February 23, 1883, dictated, read and signed a veto message, and delivered it to his private secretary, with instructions to copy the first page of the message, for the reason that it contained an interlineation, and with instructions to have it delivered to the House of Representatives whenever it could be found in session; and

*Whereas*, In pursuance of said instructions, the bill and veto message were transmitted to the House of Representatives, on Monday, February 26, 1883, and received by it; and

*Whereas*, After signing the message as aforesaid, the Governor, on the evening of Friday, February 23, 1883, left the Commonwealth, and remained continuously absent therefrom, until after the said message and bill had been received by the House of Representatives; and

*Whereas*, During the absence of the Governor, the Lieutenant-Governor did no act and gave no direction or order concerning said message and bill; and

*Whereas*, More than five days have elapsed since said bill or act was presented to the Governor, as aforesaid, and the said bill or act is now in possession of the House of Representatives awaiting its action thereon, if any is constitutionally required; and

*Whereas*, Questions have arisen whether, under the provisions of the Constitution, and the facts above recited, the said bill or act has or has not become a law of the Commonwealth; therefore it is

*Ordered*, That the Speaker of the House be directed to transmit to the justices of the supreme judicial court a certified copy of the preamble to this order, and respectfully request their opinion whether, upon the facts stated in said preamble, the return of said bill or act, with said message, constituted a valid veto of said bill or act, and whether upon said facts the said bill or act has become and is a law of this Commonwealth.

The same gentleman also moved that the report be recommitted to the committee. Subsequently this latter motion was withdrawn, there being no objection. Mr. Cogswell of Salem moved that the report be postponed for further consideration until Thursday, that the amendments moved might be printed. The motion prevailed, and pending the amendments, also the amendments moved yesterday by Mr. Mackintosh, the report was postponed for further consideration until Thursday.

**Reports :**

Of the committee on the State House, inexpedient to legislate, on an order relative to the better ventilation of the Representatives' Hall and other rooms in the State House;

Of the committee on Prisons, reference to the next

General Court, on the petition of Thomas F. White and others for better methods of ventilating the public buildings belonging to the State;

Were severally accepted and sent up for concurrence.

Bills:

Relative to unclaimed dividends in insolvency;

Relating to telephone companies and to regulate the use and rental of telephones; and

Relating to the care and education of neglected children;

Were severally read a second time and ordered to a third reading.

The Resolve for obtaining a release to the Commonwealth by the Troy & Greenfield Railroad Company of its claim upon the Troy & Greenfield Railroad and the Hoosac Tunnel was read a second time, and, pending the question on ordering to a third reading, it was postponed for further consideration until Thursday, on motion of Mr. Glines of Somerville.

The report of the committee on Labor, inexpedient to legislate on the report of the chief of the Massachusetts District Police, was accepted, in concurrence.

The Bill to change the name of the Episcopal Methodist Society of Cochituate, to confirm certain proceedings of said society, and certain conveyances to the same, and to authorize said society to sell its real and personal estate, its title having been changed by the committee on Bills in the Third Reading; and the

Resolve providing for the printing of extra copies of the Thirtieth Annual Report of the Secretary of the Massachusetts Board of Agriculture (its title having been amended on motion of Mr. Williams of Foxborough);

Were severally read a third time, passed to be engrossed, and sent up for concurrence.

There being no other matters in the orders of the day, the House, at eight minutes past one o'clock, adjourned until Thursday, at eleven o'clock, A.M., the usual noon recess having been omitted, on motion of Mr. Sprague of Boston, to allow the House to finish the orders of the day.

THURSDAY, May 31, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Papers from the Senate.*

A Bill to enable Fire District Number One of Greenfield to increase its water supply, reported on a petition and passed to be engrossed by the Senate, was read and ordered to a second reading.

Fire District  
Number One of  
Greenfield.

The Senate Bill to prohibit certain medical societies from conferring degrees, passed to be engrossed by the House, in concurrence, with certain amendments, and sent to the Senate for concurrence in said amendments, came down from the Senate with the endorsement that the Senate non-concurred in the amendments. On motion of Mr. Mackintosh of Dedham, the House insisted on its amendments and asked for a committee of conference, and Messrs. Mackintosh of Dedham, Hill of Haverhill, and Willson of Salem, were appointed the committee on the part of the House. The bill was returned to the Senate endorsed accordingly.

Medical  
Societies.

The House Bill to authorize cities, towns, fire districts and aqueduct companies to hold water for sale and to sell the same to other cities, towns, fire districts and individuals came down, passed to be engrossed, in concurrence, with certain amendments, in which the House concurred under a suspension of the rule.

Sale of water by  
cities, towns,  
*et al.**Orders of the Day.*

The Bill to establish the city of Northampton was read a second time and ordered to a third reading.

Orders of the  
day.

The Bill relative to unclaimed dividends in insolvency was read a third time, passed to be engrossed, and sent up for concurrence.

The report of the special committee who were instructed to inquire into the facts relative to the alleged invalidity of the veto by His Excellency the Governor, of the "Act to incorporate the Union Safe Deposit Vaults," on the order relative to requesting the opinion of the justices of the supreme judicial court, concerning said veto, that the order should be adopted in a new draft, submitted, was

further considered. On motion of Mr. Cowdrey of Stoneham, the House voted to close debate at four o'clock, unless a vote should be sooner reached. The pending amendments moved by Mr. Mackintosh of Dedham, to insert in line 3, after the word "order," the words, "and of the evidence printed as a supplement to House, No. 363," and in line 4, to insert after the word "whether," the words, "the evidence reported, being all the evidence taken upon this inquiry was sufficient to warrant the findings of facts stated in the preamble, and whether" were withdrawn by that gentleman, there being no objection.

The substitute order, moved as an amendment by Mr. Cogswell of Salem, was amended on motion of that gentleman, and was rejected. The pending amendment moved by Mr. Mackintosh of Dedham, to substitute a preamble and order for those reported by the committee, was also rejected, the preamble having been amended on motion of Mr. Mackintosh. Mr. Sprague of Boston moved to amend the preamble of the order reported by the committee, by inserting immediately after the second paragraph the following words:

"Whereas, The Governor on said Friday previous to his departure prepared a message containing his objections to said Act, signed it, and after the adjournment of the House for the day told his private secretary to have the message delivered to the House, and in the meantime to have the first sheet of it recopied, but the Governor did not afterwards see the message; and"

The amendment was carried, and the order, with the preamble, as amended, was then adopted, and was as follows:

Whereas, The Bill entitled "An Act to incorporate the Union Safe Deposit Vaults" having been duly passed through its several stages by both branches of the Legislature, was laid before the Governor for his revision on Wednesday, February 21, 1883; and

Whereas, On Friday, February 23, 1883, the Governor informed the Lieutenant-Governor that he was writing a veto of said Act, and was going away on the evening of said Friday, and on said evening, or on the following day, departed from the Commonwealth, and was continuously absent therefrom during the whole of Sunday, Monday, and Tuesday, being the 25th, 26th, and 27th days of February, 1883, and until on or about the 2d day of March, 1883; and

*Whereas*, The Governor on said Friday previous to his departure prepared a message containing his objections to said Act, signed it, and after the adjournment of the House for the day told his private secretary to have the message delivered to the House, and in the meantime to have the first sheet of it recopied, but the Governor did not afterwards see the message; and

*Whereas*, The private secretary of the Governor, who usually transmits to the House the messages of the Governor, on said Friday, February 23d, after the adjournment of the House for the day, told the executive clerk of the Governor and of the Governor and Council, that, as he (the private secretary) was to be absent, it would devolve upon him (the executive clerk) to take the message of the Governor vetoing the said Act into the House on the following Monday; and the executive clerk on the afternoon of said Monday, February 26, 1883, without further or other direction from any one, obtained in one of the rooms of the executive department from a clerk who is employed as stenographer for the Governor, the said Act and the message of the Governor, now in possession of the House, which message is dated February 26, 1883, is signed by the Governor and contains the Governor's objections to said Act; and straightway took said Act and said message into the House, the branch in which the said Act originated, and delivered them to the House, but said Act and message had not been previous to said time of delivering put into the hands or possession of the executive clerk; and

*Whereas*, The Lieutenant-Governor, believing, from information he received, that the Governor was absent from the Commonwealth during the period from February 23d to March 2, 1883, assumed the duties of Governor and acted as such during such absence, and was present in the executive chamber on said Monday, February 26th, prepared to perform any such duties; and, in the period before mentioned, signed, as "acting governor in the absence of the governor from the Commonwealth," two Acts; namely, on February 27, 1883, "An Act in further addition to an Act making appropriations for the maintenance of the government during the present year," and on March 1, 1883, "An Act making additional appropriations for certain expenses authorized in the year eighteen hundred and eighty-two"; but the Lieutenant-Governor

## JOURNAL OF THE HOUSE,

*gave no directions regarding the return of the Act to incorporate the Union Safe Deposit Vaults, or regarding the message accompanying such return, and had nothing to do with either such return or message, and did not know that such message was sent to the House until after it was so sent ; and*

*Whereas, More than five days have now elapsed since the said bill or act to incorporate the Union Safe Deposit Vaults was so presented to the governor ; and*

*Whereas, Said bill or act is now in possession of the House awaiting its action thereon, if any is constitutionally required ; and*

*Whereas, The Constitution of the Commonwealth provides that " whenever the chair of the governor shall be vacant by reason of his death or absence from the Commonwealth or otherwise, the lieutenant-governor for the time being shall, during such vacancy, perform all the duties incumbent upon the governor, and shall have and exercise all the powers and authorities which by this constitution the governor is vested with when personally present ; " and also provides that, " in order to prevent unnecessary delays if any bill or resolve shall not be returned by the governor within five days after it shall have been presented, the same shall have the force of a law " ; and*

*Whereas, Questions have arisen whether under the provisions of the Constitution, and the facts above recited, the said bill or act " to incorporate the Union Safe Deposit Vaults " has or has not become a law of this Commonwealth ; therefore it is*

*Ordered, That the Speaker of the House be directed to transmit to the justices of the supreme judicial court a certified copy of the preamble to this order, and respectfully request their opinion whether upon the facts stated in said preamble the return of said bill or act with said message constituted a valid veto of said bill or act, and whether upon said facts the said bill or act has become, and is, a law of this Commonwealth.*

*At ten minutes past four o'clock, adjourned.*

FRIDAY, June 1, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petition Presented.*

By Mr. Peabody of Groveland, petition of the selectmen of Groveland, for legislation relieving said town from the decree of the county commissioners assessing it for the maintenance and repair of the new iron bridge and draw connecting said town to the city of Haverhill. Referred under the 12th joint rule to the next General Court. Groveland.

*Papers from the Senate.*

## Bills :

To authorize the town of Hopkinton to purchase first mortgage bonds of the Hopkinton Railroad Company, and to raise money for that purpose (reported on a petition) ; Hopkinton, —  
Hopkinton  
Railroad  
Company.

In addition to "An Act to extend the time within which savings banks and institutions for savings may sell certain real estate" (reported on a bill introduced on leave in the Senate) ; and a Savings banks.

Resolve providing for an amendment of the Constitution relative to the qualification of voters for governor, lieutenant-governor, senators and representatives (reported on three petitions and two orders relative to the abolition of the poll tax as a prerequisite for voting) ; Poll-tax qualifi-  
cation of voters

Severally passed to be engrossed by the Senate were severally read and ordered to a second reading.

## Bills :

To amend chapter forty-nine of the Public Statutes in regard to the payment of damages where persons have separate interests in the property for which damages are claimed ; and Separate inter-  
ests, — damages  
sustained in lay-  
ing out  
highways, etc.

To empower the Governor to appoint women, who are attorneys-at-law, special commissioners to administer oaths and take the acknowledgment of deeds (substituted in the Senate for the House Resolve providing for amendments to the Constitution to provide for the appointment of women who are attorneys-at-law as justices of the peace and notaries public) ; Women as  
special commis-  
sioners.

Severally passed to be engrossed by the Senate, were

## JOURNAL OF THE HOUSE,

severally read and referred to the committee on the Judiciary.

*Report of Secretary of Board of Agriculture.*

The report of the committee on Agriculture, inexpedient to legislate, on the annual report of the Secretary of the Board of Agriculture, accepted by the Senate, was read and accepted, in concurrence, under a suspension of the rule.

*Egress from hotels in case of fire.*

The Senate Bill to secure better provisions for escape from hotels and certain other buildings, in case of fire, came down from the Senate with the endorsement that the Senate insisted on its amendment, and asked for a committee of conference, Messrs. Livermore, McFarlin and Allen of Middlesex being appointed the committee on its part. The House concurred in the appointment of a committee, and Messrs. Gove of Boston, Huntoon of Lowell, and Hill of Haverhill were joined on the part of the House.

*Reports of Committees.*

*Governor's address.—naturalization, crimes, etc.*

. By Mr. Cogswell of Salem, from the joint committee on the Judiciary, no further legislation necessary, on so much of the Governor's address as relates to naturalization, the judiciary, crimes, foreclosure of mortgages on real estate, and authority of the Governor and Council to investigate abuses in the administration of public affairs and apply the proper remedies thereto.

*Malden charter.*

By the same gentleman, from the same committee, leave to withdraw, on the petition of the mayor of Malden for an amendment of the charter of said city.

*First District Court of Eastern Middlesex at Wakefield.*

By the same gentleman, from the same committee, reference to the next General Court on the Senate Bill to abolish the terms of the first district court of Eastern Middlesex at Wakefield.

*Central Norfolk District Court.*

By Mr. Pattee of Quincy, from the same committee, reference to the next General Court, on an order relative to establishing the Central Norfolk district court.

Severally read and placed in the orders of the day for Monday.

*Suits against unincorporated companies.*

By Mr. Howes of Cambridge, from the committee on the Judiciary, that the engrossed Bill relating to suits against unincorporated companies and associations ought to pass in a new draft with the same title.

*Norton.*

By Mr. Bixby of Adams, from the same committee, on

a petition, a Bill to authorize the town of Norton to receive and hold certain property in trust.

Severally read and ordered to a second reading.

By Mr. Hartwell of Fitchburg, from the committee on Probate and Chancery, that the Senate Bill to establish the salary of the Judge of Probate and Insolvency for the county of Essex ought to pass.

Judge of Probate and insolveney for Essex county.

By Mr. Bixby of Adams, from the same committee, that the Senate Bill fixing the responsibility of railroad corporations for negligently causing the death of employés ought to pass.

Responsibility of railroad corporations.

Severally placed in the orders of the day for Monday for a second reading.

By Mr. Gimlich of Pittsfield, from the committee on Printing, on an order, a Resolve providing for printing extra copies of the Blue Book for the year eighteen hundred and eighty-three. Read and ordered to a second reading, under a suspension of rule 42.

"Blue Book."

#### *Bills Enacted.*

##### Engrossed bills:

Authorizing the Bay State Telephone Company to increase its capital stock;

Bills enacted.

To incorporate the Cape Cod Historical Society; and  
To authorize the city of Fall River to take a deed of certain land in said city from Mary B. Young;

(Which severally originated in the House); and

Concerning the Massachusetts School for Idiotic and Feeble-Minded Youth (which originated in the Senate);

Were severally passed to be enacted, signed and sent to the Senate.

#### *Death of a Member.*

Mr. Tyler of Oxford announced the death of Richman H. Potter, representative from the 11th Worcester District, and moved that a committee of six be appointed to attend the funeral, and prepare resolutions of respect in honor of deceased. The motion was adopted by a unanimous vote, and the Speaker appointed the following-named gentlemen the committee:—

Death of Richman H. Potter, a member of the House.

Messrs. Tyler of Oxford, Walker of Worcester, Rice of Northborough, Whitin of Northbridge, Bush of Brookfield and O'Connell of Worcester.

## JOURNAL OF THE HOUSE,

Without taking up the orders of the day, the House,  
At thirty-five minutes past eleven o'clock, adjourned.

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MONDAY, June 4, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Message from the Governor.*

The following message was received from His Excellency the Governor:—

EXECUTIVE DEPARTMENT,  
BOSTON, June 4, 1883.

*To the Honorable the Senate and House of Representatives:*

Investigation of  
certain state  
departments.

It having come to the knowledge of the Executive that there are certain departments of the government of the Commonwealth, and certain administrative bureaus, wherein malfeasance and misfeasance in office, and in administration, do now exist, and have heretofore existed, that require to be investigated and the facts brought to light for future guidance of legislation and administration, and that the officers therein may be dealt with as justice and proper administration demand, I respectfully ask that a joint committee of your honorable bodies be raised in the ordinary manner, and empowered to sit during the recess of the legislature, and investigate such cases as may be brought before them, with power to send for persons and papers, and employ a stenographer and clerk.

I would not trouble the legislature in this regard, except that I have had the honor to bring to the attention of both branches heretofore, the fact that the Executive Department is substantially powerless to make such investigation. There is no appropriation to pay the expenses, and there is no power, in most instances, to carry them on; and I have asked of the legislature that such power might be given to the governor and council to make such investigations. But the legislature, in its wisdom, has declined so to do, perhaps not wishing to trust the administrative branch of the government with that power, fearing that it might be wrongfully used. I now respectfully

ask them to trust themselves to do it, being willing to go before any body of honorable and just-minded men with the matters that I think ought to be looked into, and to present to them such abuses as I think should be remedied, if on an investigation they are found to exist.

BENJ. F. BUTLER.

Read, and on motion of Mr. Parker of Lynn, laid on the table, and ordered to be printed.

*Papers from the Senate.*

Notice was received from the Senate of the rejection by Food and drugs. that branch of the House Bill relative to the sale and inspection of drugs and articles of food.

The enacted Bill relating to indigent and neglected children came down from the Senate with the following endorsement: "Returned to the Senate at its request, enactment reconsidered under a suspension of the 41st Rule of the Senate, amended at 'A,' as follows: Strike out the word 'all,' and insert in the place thereof the words 'any indigent or neglected.'" On motion of Mr. Sprague of Boston, the vote by which the bill was passed to be enacted was reconsidered, and the House concurred in the amendments, under a suspension of House Rule 51, and the bill was returned to the Senate indorsed accordingly.

*Orders of the Day.*

The Resolve for obtaining a release to the Commonwealth by the Troy and Greenfield Railroad Company of its claim upon the Troy and Greenfield Railroad and the Hoosac Tunnel was further considered, and, after debate, was ordered to a third reading.

*Bills:*

To enable Fire District Number One of Greenfield to increase its water supply;

To authorize the town of Norton to receive and hold certain property in trust; and

In addition to "An Act to extend the time within which savings banks and institutions for savings may sell certain real estate";

Were severally read a second time and ordered to a third reading.

The report of the committee on Judiciary, leave to withdraw, on the petition of the mayor of Malden for an amendment of the charter of said city was accepted.

**Reports :**

Of the joint committee on the Judiciary, reference to the next General Court, on an order relative to establishing the Central Norfolk District Court; and

Of the same committee, no further legislation necessary, on so much of the Governor's address as relates to naturalization, the judiciary, crimes, foreclosure of mortgages on real estate, and authority of the Governor and Council to investigate abuses in the administration of public affairs and apply the proper remedies thereto;

Were severally accepted and sent up for concurrence.

The Bill relating to the care and education of neglected children was read a third time and was passed to be engrossed and sent up for concurrence.

The Bill to abolish the terms of the First District Court of Eastern Middlesex held at Wakefield, was referred to the next General Court, as recommended by the committee on the Judiciary, and notice thereof was sent to Senate.

The Bill authorizing the city of Lynn to take an additional water supply was read a second time, and pending the main question on ordering to a third reading and pending amendments moved by Messrs. Sweetser of Saugus and Atherton of Wakefield, and also a motion of Mr. Bowker of Boston that the bill be referred to the next General Court,

The House, at fifteen minutes past four o'clock, adjourned.

TUESDAY, June 5, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

Union Safe Deposit Vaults.

A communication was received from the Hon. Marcus Morton, chief justice of the Supreme Judicial Court, transmitting the opinion of said court on the validity of the veto of His Excellency the Governor, of the Bill to incorporate the Union Safe Deposit Vaults. Read, and, on

TUESDAY, JUNE 5, 1883.

685

motion of Mr. Cogswell of Salem, it was placed on file and ordered to be printed, and was as follows:

BOSTON, June 5, 1883.

HON. GEORGE A. MARDEN,

*Speaker of the House of Representatives.*

MY DEAR SIR: — I enclose herewith the opinion of the justices of the Supreme Judicial Court upon the question proposed in the Order of the House of the thirty-first day of May last.

Permit me to express to you the thanks of the Court for your thoughtful kindness in sending printed copies of the Order for the use of the justices.

Very respectfully and truly yours,

MARCUS MORTON.

#### OPINION.

*To the Honorable House of Representatives  
of the Commonwealth of Massachusetts:*

The justices of the Supreme Judicial Court having considered the questions proposed in the order of the Honorable House of Representatives of the thirty-first day of May last, respectfully submit the following opinion:

The question whether the legislative or judicial department of the government has the power to investigate the regularity of the action of the executive department, and if such power exists, what are its limitations, and the question whether in ascertaining what are the laws of the Commonwealth we can receive parol testimony or look to any other source of proof except the public records, are questions of grave importance which it is not necessary for us now to consider, as the answer to them would not change the conclusion which we have reached. Without expressing any opinion upon them, directly or by implication, but assuming that the facts presented by the order of the House now appear of record and are properly before us for consideration we proceed to give our opinion upon the questions proposed by the House.

As we understand the order, the essential facts stated in it are, that the "Act to incorporate the Union Safe Deposit Vaults" was duly passed by both branches of the legislature, and was laid before the Governor for his revision on the twenty-first day February last; that he,

upon such revision, having objections to the passing of the bill, stated his objections in the form of a message to the House; that on the twenty-third day of February, at the executive chamber, he signed the message and delivered it to the private secretary of the Governor, with orders to have the message delivered to the House; that on the evening of that day he left the Commonwealth and was absent therefrom until the second day of March; that on the twenty-sixth day of February the executive clerk, acting under directions from the private secretary, delivered the bill and the message to the House, the message being dated as of that day.

The power of the Governor to return a bill with his objections, and thus prevent its becoming a law, is as sacred and as strongly guaranteed and guarded by the Constitution as is the power of the legislature to enact it.

The only limitations upon this power are found in the provision of the Constitution that it must be exercised within five days after the bill is laid before him for his revision, and in the provision giving the two branches of the legislature the power to pass a bill, notwithstanding his objections, by a vote of two-thirds of the members present.

The Constitution provides that "no bill or resolve of the Senate or House of Representatives shall become a law, and have force as such, until it shall have been laid before the Governor for his revisal; and if he, upon such revision, approve thereof, he shall signify his approbation by signing the same. But if he have any objection to the passing of such bill or resolve, he shall return the same, together with his objections thereto in writing, to the Senate or House of Representatives, in whichsoever the same shall have originated; who shall enter the objections sent down by the Governor, at large, on their records, and proceed to reconsider the said bill or resolve. But if, after such reconsideration, two-thirds of the said Senate or House of Representatives shall, notwithstanding the said objections, agree to pass the same, it shall, together with the objections, be sent to the other branch of the legislature, where it shall also be reconsidered; and if approved by two-thirds of the members present, shall have the force of a law; but in all such cases the votes of both houses shall be determined by yeas and nays; and the names of the persons voting for or against the said bill or

resolve, shall be entered upon the public records of the Commonwealth.

"And in order to prevent unnecessary delays, if any bill or resolve shall not be returned by the Governor within five days after it shall have been presented, the same shall have the force of a law."

It cannot be contended that the provision that the Governor shall return the bill or resolve to the branch in which it originated, contemplates that he shall personally return the same; it means that he shall cause it to be returned, or "sent down."

There are thus three methods by which a bill after it has been passed by a majority of both branches of the legislature can become a law: by the approval of the Governor, evidenced by his signature thereto; by his retaining the bill without approval or disapproval for more than five days after it is presented to him; or by its passage by both branches, if he returns it with his objections, by a vote of two-thirds of the members present. In no other way can it constitutionally become and have the force of a law. The act to incorporate the Union Safe Deposit Vaults has not become a law in the first method, as the Governor has not signed it. The question is: Has it become a law by his failure to return it, with his objections, within five days after it was laid before him?

We do not discuss the question whether the absence of the Governor from the Commonwealth, of itself, and without any other act, devolving the duties of the office upon the Lieutenant-Governor, suspends the powers and functions of the Governor. For if it be so the departure of the Governor from the Commonwealth would not necessarily operate to revoke or annul lawful orders previously issued by him. Upon the facts presented to us, the Governor prepared and signed his message and delivered it to the private secretary, with orders to have it delivered to the House, at a time when he was unquestionably in the rightful exercise of all his powers and functions.

This order was never disavowed or revoked, either by him or by the Lieutenant-Governor acting in his place. The executive clerk, in carrying the bill and message to the House, did so by virtue of the continuing force of a lawful order. The Governor has done no official act while out of the Commonwealth. His lawful act done here,

never disavowed or revoked, has accomplished its purpose of sending down to the House the bill and his objections within the prescribed time.

The view that the acts of the private secretary and executive clerk are to be treated as a nullity is refined and technical rather than sound. It seeks by construction to contradict the plain fact that the Governor has caused the bill, with his objections, to be returned to the House. His delivery of the message to the private secretary, who is an officer provided for by statute, and the proper organ of communication with the Legislature, with directions to have it sent down, was the first step in its transmission to the House. There is no reason in the nature of things why his temporary absence should revoke the authority to the secretary and prevent the completion of an act already begun. There is no provision of the Constitution which by its necessary construction leads to this result. It is possible, that, under the provision that when the Governor's chair is vacant by reason of his absence, the Lieutenant-Governor shall perform the duties and exercise the powers of Governor, the Lieutenant-Governor might have countermaned an order to the Secretary; but he did not do so; he tacitly acquiesced in it, and thus permitted the act of returning the message to take effect as a valid act of the executive department.

It seems to us, upon the facts stated in the order of the House, that the Governor has done all that is required by the Constitution, to prevent this bill from becoming a law, unless it is passed over his objections. He has, upon revision, stated, in writing, his objections, and has, within five days after the bill was laid before him, caused the bill and his objections thereto to be returned to the House. To hold that his action is invalid because the merely ministerial act of carrying it from the executive chamber to the House was done during his temporary absence from the Commonwealth, would be to violate the spirit of the Constitution, by an unnecessary and technical construction of its letter.

We attach no importance to the written date. If the message was signed by the Governor on the twenty-third day of February, and then directed by him to be sent to the House, the fact that the date of the twenty-sixth of February was written upon it, does not invalidate it.

TUESDAY, JUNE 5, 1883.

689

We are therefore of opinion that the act to incorporate the Union Safe Deposit Vaults has not become and is not a law of this Commonwealth.

MARCUS MORTON.  
WALBRIDGE A. FIELD.  
CHAS. DEVENS.  
WILLIAM ALLEN.  
CHARLES ALLEN.  
WALDO COLBURN.  
OLIVER WENDELL HOLMES, JR.

BOSTON, June 5, 1883.

*Message from the Governor.*

The following message was received from His Excellency the Governor:

EXECUTIVE DEPARTMENT,  
BOSTON, May 31, 1883.

*To the Honorable the House of Representatives:*

I have permitted the several appropriation bills for the charitable and reformatory institutions of the State, except the Reformatory Prison for Women and the State Prison, to become laws by lapse of time.

As I have heretofore stated in a message to the legislature, I could not approve them in the form in which they were presented to me, and I cannot approve them now.

Some of the institutions I do not think ought to exist in their present form, and those I have already designated; but so long as the legislature sustains them, so long the Governor can have nothing to do but to execute the laws.

I had thought the appropriations would be diminished very largely, saving some one hundred thousand dollars (\$100,000) to the State, which I believed could have been done; and as a guarantee of that belief I offered, in regard to one institution, to pledge my own means to do it. Further investigation made into the expenditures of the Tewksbury almshouse convinces me, the more I probe them, that I am right.

I desire to call the attention of the legislature to the following table taken from the official reports of that almshouse, for the years 1862 and 1882, when under the same superintendence, the only change being in the Board

Governor's message concerning appropriation bills for certain state charitable and reformatory institutions.

of Inspectors, which table shows the fact of enormous extravagance at the present time, conclusively:—

TEWKSBURY ALMSHOUSE.

	1862.	1882.
Appropriations for current expenses, wages and services, . . . . .	\$46,400 00	\$93,000 00
<i>Expenditures.</i>		
	1862.	1882.
Provisions and supplies, . . . . .	\$29,426 15	\$39,479 92
Clothing and dry goods, . . . . .	4,800 11	7,290 73
Fuel, . . . . .	2,918 50	14,171 23
Medicine and medical supplies, . . . . .	442 62	1,458 99
Furniture, beds, etc., . . . . .	482 96	1,636 85
Transportation & travelling expenses, . . . . .	1,535 96	3,947 54
Salaries and wages, . . . . .	7,464 44	19,485 77
Ordinary repairs, etc., . . . . .	2,177 08	3,686 93
Other ordinary expenses, . . . . .	—	7,499 82
Total current expenses, . . . . .	<u>\$49,197 77</u>	<u>\$98,657 78</u>
Average number supported per week, . . . . .	913	895
Average cost per week, per inmate, . . . . .	\$1 03	\$2 12
Flour used (cost of), . . . . .	8,439 75	11,518 76
Cost of flour per inmate, . . . . .	9 24	12 86
Whole number supported, . . . . .	2,920	2,964
Admitted, . . . . .	1,964	2,042
Discharged, . . . . .	2,012	2,138
Births, . . . . .	57	104
Deaths, . . . . .	132	235
Percentage of deaths of average number supported, . . . . .	$14\frac{4}{5}\%$	$26\frac{11}{5}\%$
Percentage of deaths of whole number supported, . . . . .	$4\frac{5}{10}\%$	$7\frac{29}{100}\%$

The foregoing table shows that less than one-half the amount was expended for current expenses of the institution in 1862 for a larger weekly average of inmates, and but little more than one-third of the amount was paid for "services and wages" in that year, that was spent for the same purposes in 1882, and the legislature of 1883 has appropriated nearly three times as much for salaries, and quite double the amount for current expenses for the support of a less number of inmates in the same institution, the only difference being that a larger portion of the inmates are quiet, chronic insane people. Surely an

able-bodied insane pauper will eat no more than an able-bodied sane one, and the more of the insane that are sick the less will be the cost of their support.

Another matter to be taken into account is that 1862 was the second year of the war, when the superintendent of this institution, in his report for that year, said :—

“ I am happy, moreover, to be able to report that notwithstanding the increased prices of most articles of consumption, and the withdrawal of nearly all our able-bodied inmates,—in consequence of the war,—the expenses of the institution have been materially reduced.” . . . “ One reason for this pleasant result is to be found in the fast-growing productiveness of the farm, which contributes largely toward supporting the alms-house.”

I desire further to call attention to the comparison of the death-rate between 1862 and 1882.

In 1862 the whole number of deaths with the larger number of inmates was 132, and at that time they had foundlings at the institution ; and the same official reports show substantially all died that were there in 1872. And the whole number of deaths in 1882 was 235. Or  $14\frac{4}{5}\%$  per cent. of the average number supported in 1862 died, against  $26\frac{2}{5}\%$  per cent. of the average number supported in 1882, when they had no foundlings ; thus leaving no apparent cause for this nearly doubled death-rate in 1882, except over-feeding, which would be an adequate one if they consumed all the provisions which the expense account shows they purchased.

A careful examination of this table will show some very astonishing facts, which are worth more than pages of argument. Therefore, as they are simply extracts from official documents, to bring them to the attention of the legislature, and of our common masters, the people of the Commonwealth.

Whether I am right in my belief that these expenditures should be reduced, or the legislature, the issue is made up and has gone to the people and must be determined by them. Neither the Executive, nor the Executive Council can do anything in cutting down the expenses of these institutions. They are all managed by boards and officers beyond our control. If the expenditures for them come to the Governor and Council only in the shape of bills already incurred, and the warrants are

## JOURNAL OF THE HOUSE,

for the payment of parties who have furnished labor and material, of course our refusal to pay any one of these bills would only throw the burden upon the unfortunate merchant or laborer who had furnished his merchandise, or had given his labor, respectively, and if refused payment by the Governor, would remain a valid claim against the government to be paid hereafter through the courts. In the case of two or three officers only, amounting to a very small sum comparatively, is there any veto power in the hands of the Governor and Council, the great bulk of the salaries being wholly within the control of the officers of the several institutions. Under these circumstances, the money appropriated by the legislature must be spent, and from the statistics I have shown you above, in my judgment wastefully and recklessly spent. I do thus enter respectfully my protest against these bills becoming laws, and suffer them so to do because further contention upon them would be useless, and delay the legislature in their adjournment without day.

BENJ. F. BUTLER.

Read, and on motion of Mr. Eastman of Boston, the message was laid on the table and ordered to be printed.

*Papers from the Senate.*

Directors of corporations.

A Bill concerning the election of directors of corporations came down from the Senate, referred to the committee on Railroads, and was referred in non-concurrence to the joint committee on the Judiciary, and sent up for concurrence in the reference.

Fall River nuisance.

The Bill to provide for the abatement of a nuisance in the city of Fall River, came down from the Senate passed to be engrossed, in concurrence, with an amendment, in which the House concurred under a suspension of the rule.

Liability of employers.

Notice was received from the Senate of the rejection by that branch of the Senate Bill to extend and regulate the liability of employers to make compensation for personal injuries suffered by employés in their service.

*Report of Committee.*

Distinguished guests.

By Mr. Lincoln of Somerville, from the committee on Expenditures, that the Senate Resolve (recommitted with

instructions) to provide for the reception and entertainment of distinguished guests ought to pass with an amendment. Placed in the orders of the day for to-morrow, the main question being on its engrossment.

*Bills Enacted.*

**Engrossed bills :**

Making appropriations for expenses authorized the present year and for other purposes ; Bills enacted.

To authorize cities, towns, fire districts, water and aqueduct companies to hold water for sale, and to sell the same to other cities, towns, fire districts and individuals ;

To change the name of the Prushan Rubber Company ;

Relating to the East Boston Railway, Dock and Elevator Company ;

Authorizing moderators and town clerks to appoint tellers in town meetings ; and

Transferring the powers and duties of the special commissioner for the Mystic River Corporation to the Board of Harbor and Land Commissioners ;

(Which severally originated in the House) ;

Were severally passed to be enacted, signed and sent to the Senate.

*An Engrossed Bill.*

The engrossed Bill to incorporate the Boston Special Capital Company was put upon its passage, and was rejected by a vote of 26 to 59. Boston Special Capital Co.

Mr. Eastman of Boston raised the point of order that a quorum was not present. A count of the House showed that 113 members were present.

Notice of the rejection of the bill was sent to the Senate.

*Taken from the Table.*

On motion of Mr. Eastman of Boston, the motion to reconsider the vote whereby the House, on February 19, accepted the report of the committee on Expenditures, inexpedient to legislate, on an order relative to the compensation of the members of the Legislature was taken from the table and was adopted. Pending the recurring question on accepting the report, it was, on further motion of the same gentleman, postponed and placed in the orders of the day for to-morrow. Compensation of members of the Legislature.

On motion of Mr. Mackintosh of Dedham, the Bill to Union Safe Deposit Vault.

incorporate the Union Safe Deposit Vaults was taken from the table, and was, on further motion of the same gentleman, placed in the orders of the day for to-morrow, pending the question "Shall the bill pass notwithstanding the objections of His Excellency the Governor?"

On the several motions of Mr. Cogswell of Salem the following reports were severally taken from the table and were placed in the orders of the day for to-morrow:

Troy & Greenfield Railroad,  
—Greenfield.

Reports of the committee on the Hoosac Tunnel and Troy and Greenfield Railroad, reference to the next General Court:

On the petition of the selectmen and citizens of Greenfield, for reimbursement for moneys expended for stock of and loans to the Troy & Greenfield Railroad;

Troy & Greenfield Railroad,  
—Buckland.

On the petition of the selectmen of Buckland for reimbursement for moneys paid for stock of the Troy & Greenfield Railroad;

Joseph White.

On the petition of Joseph White and others for compensation for certain property now held by the Commonwealth, and formerly owned and held by the town of Williamstown; and

Troy & Greenfield Railroad,  
—Williamstown.

On the petition of the selectmen of Williamstown for special relief on account of its subscription to the stock of the Troy & Greenfield Railroad.

Union Safe  
Deposit Vaults.

On motion of Mr. Cogswell of Salem the message from His Excellency the Governor in relation to a previous message returning, with his objections, the Bill concerning the Union Safe Deposit Vaults was taken from the table, and was, on his further motion, placed on file.

Investigation of  
certain state  
departments.

On motion of Mr. Hill of Haverhill the message from His Excellency the Governor relative to the appointment of a joint committee of the Legislature to sit during the recess and investigate certain departments of the government and certain administrative bureaus was taken from the table, and was, on further motion of the same gentleman, referred to the joint committee on the Judiciary and sent up for concurrence.

#### *Discharged from the Orders.*

Hopkinton, —  
Hopkinton Railroad Company.

On motion of Mr. Aldrich of Marlborough, the Bill to authorize the town of Hopkinton to purchase first mortgage bonds of the Hopkinton Railroad Company and to raise money for that purpose was discharged from the

orders of the day under a suspension of the rule. It was read a second time, and ordered to a third reading; and under a further suspension of the rules, moved by Mr. Aldrich, the bill was read a third time and was passed to be engrossed, in concurrence, and sent at once to the Senate, rule 15 having been suspended on further motion of Mr. Aldrich.

*Orders of the Day.*

The Bill authorizing the city of Lynn to take an additional water supply was further considered, the main question being on ordering to a third reading. After debate, the previous question was ordered, on motion of Mr. Wilkinson of Cambridge, by a vote of 64 to 31. The pending amendment moved by Mr. Sweetser of Saugus to insert a new section, to be numbered section seven, was adopted. The other pending amendments moved by Mr. Sweetser and Mr. Atherton of Wakefield, were rejected, and the bill was ordered to a third reading by a vote of 84 to 16.

*Orders of the day.*

The Bill relating to telephone companies and to regulate the use and rental of telephones was read a third time and considered. After debate the bill was referred to the next General Court, on motion of Mr. Aldrich of Marlborough, and notice thereof was sent to the Senate.

**Bills:**

To establish the salary of the judge of probate and insolvency for the county of Essex; and

Fixing the responsibility of railroad corporations for negligently causing death of employés; and

**Resolves:**

Providing for an amendment of the Constitution relative to the qualification of voters for governor, lieutenant-governor, senators and representatives; and

Providing for printing extra copies of the Blue Book for the year 1883;

Were severally read a second time and ordered to a third reading.

The Bill relating to suits against unincorporated companies and associations was read a second time, and, after debate, was rejected, and notice thereof was sent to the Senate.

The Bill to authorize the town of Norton to receive and

hold certain property in trust was read a third time and was passed to be engrossed and sent up for concurrence.

**Bills :**

To enable Fire District Number One of Greenfield to increase its water supply (amended on motion of Mr. Williams of Foxborough) ;

To establish the city of Northampton (amended on motion of Mr. Sprague of Boston) ; and

In addition to "An Act to extend the time within which savings banks and institutions for savings may sell certain real estate" (amended on motions of Mr. Williams of Foxborough including an amendment to the title so that it read "Bill in addition to an Act of the present year to extend the time within which savings banks and institutions for savings may sell certain real estate now held by them") ; and the

Resolve for obtaining a release to the Commonwealth by the Troy & Greenfield Railroad Company of its claim upon the Troy & Greenfield Railroad and the Hoosac Tunnel (amendments moved by Mr. Aldrich of Marlborough having been rejected) ;

Were severally read a third time and were passed to be engrossed, in concurrence, the three bills last named being sent up for concurrence in the amendments adopted by the House.

At five minutes before four o'clock, adjourned.

**WEDNESDAY, June 6, 1883.**

Met according to adjournment.

Prayer was offered by the Chaplain.

*Motions to Reconsider.*

Boston Special  
Capital Co.

Mr. Weston of Newton moved to reconsider the vote by which the House, yesterday, refused to pass to be enacted the Bill to incorporate the Boston Special Capital Company. The motion was lost by a vote of 41 to 95.

Telephone com-  
panies and  
telephones.

Mr. Kingsley of Cambridge moved to reconsider the vote by which the House, yesterday, referred to the next General Court the Bill relating to telephone companies, and to regulate the use and rental of telephones. The motion was lost by a vote of 44 to 89.

*Bills Enacted.*

**Engrossed bills :**

Concerning the administration of the State Department of Insurance (which originated in the House); and

To authorize the town of Hopkinton to purchase first mortgage bonds of the Hopkinton Railroad Company, and to raise money for that purpose (which originated in the Senate);

Were severally passed to be enacted, signed and sent to the Senate.

*Taken from the Table.*

On motion of Mr. Cowdrey of Stoneham, the veto message of His Excellency the Governor, concerning the Bill to authorize the county commissioners of Plymouth County to enlarge and remodel the house of correction at Plymouth was taken from the table, and was, on his further motion, placed in the orders of the day for to-morrow.

Plymouth  
County House  
of Correction.

*Reports of Committees.*

By Mr. Wheeler of Boston, from the committees on cities, reference to the next General Court, on an order relative to the election of members of the school board and the common council of the city of Boston.

School com-  
mittee and com-  
mon council of  
Boston.

By Mr. Stow of Fall River, from the committee on Public Health, leave to withdraw, on the petition (recommitted) of John F. Neill, Jr., and others for an act to regulate the practice of pharmacy. (Mr. Bowker of Boston dissenting, and recommending the passage of a substitute bill, and Messrs. Randall of Boston and Adams of Royalston also dissenting, and recommending the passage of a substitute bill.)

Pharmacy.

Severally read and placed in the orders of the day for to-morrow.

By Mr. Martin of Milton, from the committee on Public Health, on a petition, a Bill relating to the inspection of vinegar. Read and ordered to a second reading.

Vinegar.

By Mr. Kingsley of Cambridge, from the committee on Water Supply and Drainage, on an order, a Bill to prevent the pollution of the Blackstone River by the sewage of the city of Worcester. Read and referred under the rule to the committee on Finance.

Worcester  
sewage, —  
Blackstone  
River.

## JOURNAL OF THE HOUSE,

**State Normal School at Bridgewater.**

By Mr. Hildreth of Harvard, from the committee on Finance, that the Senate Bill to abate a nuisance at the State Normal School at Bridgewater ought to pass.

**State Normal School at Framingham.**

By Mr. Belden of Williamstown, from the same committee, that the Senate Resolve in favor of the State Normal School at Framingham ought to pass.

**Danvers Lunatic Hospital.**

By Mr. Davenport of Fall River, from the same committee, that the Senate Resolve in favor of the State Lunatic Hospital at Danvers ought to pass.

**Provincial laws.**

By Mr. Burr of Newton, from the same committee, that the Senate Resolve authorizing the commissioners on the provincial laws to print one hundred copies of volume two of said laws ought to pass.

**John M. Galvin.**

By Mr. Gordon of New Bedford, from the same committee, that the Senate Resolve in favor of John M. Galvin for work done on the Hoosac Tunnel ought to pass.

**Wrecks.**

Severally placed in the orders of the day for to-morrow for a second reading.

By Mr. Reed of Bridgewater, from the committee on Harbors and Public Lands that the Senate Bill (recommitted) to provide for the removal of wrecks and other obstructions from tide waters ought to pass. Placed in the orders of the day for to-morrow, the question being on ordering the bill to a third reading.

**Apothecaries.**

By Mr. Stetson of Danvers, from the committee on Public Health that the Bill (on leave) to prevent incompetent persons from conducting the business of apothecaries ought not to pass. Read and placed in the orders of the day for to-morrow, the question being on the rejection of the bill.

*Papers from the Senate.*

**Tewksbury Almshouse.**

The report of the committee on Expenditures, inexpedient to legislate, on the message from His Excellency the Governor relative to an appropriation for carrying on the State Almshouse at Tewksbury, accepted by the Senate, was read and placed in the orders of the day for to-morrow.

**Taunton.**

A Bill authorizing the city of Taunton to construct a way through land held by the trustees of the Taunton Lunatic Hospital, passed to be engrossed by the Senate, was read and referred to the committee on the Judiciary.

**Directors of corporations.**

The Bill concerning the election of directors of corpo-

rations, referred by the House, in non-concurrence, to the joint committee on the Judiciary, and sent up for concurrence in the reference, came down from the Senate with the endorsement that the Senate non-concurred. On motion of Mr. Gove of Boston, the House insisted on its reference, and the bill was returned to the Senate endorsed accordingly.

The report of the committee on Railroads, no legislation necessary, on the Fourteenth Annual Report of the Railroad Commissioners, was recommitted, in concurrence, to the committee on Railroads.

Report of rail-road commissioners.

The House Bill giving to the widow of a deceased proprietor of a cemetery lot the right of interment in such lot, came down passed to be engrossed, in concurrence, with certain amendments, and was referred to the committee on Probate and Chancery.

Right of widow in cemetery lot of husband.

#### *Orders of the Day.*

The report of the committee on Expenditures, inexpedient to legislate, on an order relative to the compensation of the members of the Legislature was considered. Mr. Eastman of Boston moved to amend by substituting a "Bill relative to the compensation of members of the General Court." After debate, the bill was substituted, and having been read once it was placed in the orders of the day for to-morrow for a second reading, under a suspension of rule 42.

Orders of the day.

Reports of the committee on the Hoosac Tunnel and Troy and Greenfield Railroad, reference to the next General Court:

On the petition of the selectmen and citizens of Greenfield, for reimbursement for moneys expended for stock of and loans to the Troy & Greenfield Railroad;

On the petition of the selectmen of Buckland for reimbursement for moneys paid for stock of the Troy & Greenfield Railroad;

On the petition of Joseph White and others for compensation for certain property now held by the Commonwealth, and formerly owned and held by the town of Williamstown; and

On the petition of the selectmen of Williamstown for special relief on account of its subscription to the stock of the Troy & Greenfield Railroad;

Were severally accepted, in concurrence.

## JOURNAL OF THE HOUSE,

The Bill to incorporate the Union Safe Deposit Vaults was further considered. On the question, "Shall the bill pass notwithstanding the objections of His Excellency the Governor?" the yeas and nays were called and the bill failed to pass, by a vote of 48 yeas to 118 nays, two-thirds of the members present and voting not having voted in the affirmative. The vote was as follows:—

## YEAS.

Messrs. Batchelder, George E.	Messrs. Jacobs, Joseph, Jr.
Boardman, Halsey J.	Kimball, William R.
Browne, Andrew J.	Leighton, John W.
Burr, Charles C.	Mason, James H.
Bush, Horace W.	Morse, Leonard T.
Butler, Daniel	Nourse, Henry S.
Chamberlain, Geo. D.	Parker, Walter O.
Chappelle, Julius C.	Pilsbury, Edwin L.
Cluff, Daniel B.	Rice, Samuel I.
Coombs, John P.	Saville, Leonard A.
Copeland, William A.	Sayward, William H.
Cushman, Solomon F.	Simpson, Thomas C.
Davenport, James F.	Sprague, Henry H.
Dwinell, James F.	Stetson, Sprague S.
Eames, Warren	Sweetser, Albert H.
Fisher, Henry G. B.	Switzer, James W.
Foster, Joshua T.	Walker, Aaron G.
Freeman, Josiah	Weston, Thomas, Jr.
Gifford, John W.	Wheeler, Charles
Gove, Jesse M.	White, Henry J.
Harrub, Fred. M.	Whiting, Albert T.
Hildreth, Edwin A.	Williams, Fred. H.
Howes, Lewis W.	Willson, Edmund B.
Hubbard, Sabin	Wolcott, Roger.

## NAYS.

Messrs. Aiken, John A.	Messrs. Bird, Warren A.
Allen, Heman L.	Bixby, Nelson H.
Atherton, Arlon S.	Bowker, Horace L.
Babbitt, Francis S.	Brigham, Andrew C.
Baker, Charles H.	Bugbee, Benajah U.
Baker, John I.	Butler, Thomas C.
Bancroft, William A.	Butterfield, Jesse B.
Barker, George A.	Campbell, Benjamin F.
Barnard, Charles T.	Candage, Rufus G. F.
Barton, John S.	Cheever, John H.
Bates, Butler	Clark, Aaron F.
Belden, Charles D.	Cogswell, William

<b>Messrs.</b>	Conlin, Christopher P.	<b>Messrs.</b>	Maguire, John G.
	Costello, Michael W.		Manning, Patrick H.
	Courtney, John		Martin, Charles B.
	Cowdrey, George		Martin, Henry B.
	Craig, George E.		McCormick, Martin S.
	Cronin, Cornelius F.		McDonald, Patrick F.
	Cushing, Louis T.		McGaragle, Patrick F.
	Denham, James R.		Melden, William R.
	Doherty, John		Miller, Charles H.
	Dolan, Daniel F.		Moriarty, Eugene M.
	Dolan, Michael J.		Olmsted, John
	Donahoe, Charles W.		Parker, John L.
	Douglas, William L.		Pattee, William G. A.
	Eastman, Edmund T.		Peabody, W. Scott
	Ernst, George A. O.		Pedrick, Francis E.
	Fennessey, Jer. G.		Perry, Isaac F. B.
	Fernald, Oliver G.		Randall, Charles L.
	Foley, Patrick E.		Reade, John
	Foster, William W.		Reynolds, Enos H.
	Freeman, Clarendon A.		Richardson, Chas. W.
	Frizzell, William H.		Richardson, David M.
	Fuller, Warren D.		Robinson, Orlando G.
	Gilmartin, Dennis		Sexton, Michael
	Gimlich, Jacob		Shaw, Edward H.
	Gordon, William, Jr.		Smith, Charles
	Hall, Thomas J.		Smith, George E.
	Hayes, John E.		Smith, Joel
	Holbrook, Caleb		Staples, Samuel
	Holley, Tristram R.		Stebbins, John B.
	Hopkins, John		Steere, Marquis D. F.
	Howes, Erastus		Stetson, Alonzo J.
	Howland, Charles W.		Stetson, George F.
	Hunt, Samuel C.		Stockbridge, Levi
	Hutchinson, Charles C.		Streeter, Dwight W.
	Jackson, John		Sullivan, Dennis A.
	Joyner, Herbert C.		Tarone, James
	Kelley, Joseph J.		Tilly, John
	Kilduff, William		Towne, Charles A.
	Kingsley, Chester W.		Tyler, Albert
	Kniffin, George E.		Varnum, Daniel H.
	Lackey, George A.		Warner, John F.
	Leonard, Edwin		Welch, Americus
	Leonard, Job M.		Wells, Daniel W.
	Lincoln, Charles S.		Whitehill, John
	Linnell, Solomon, 2d		Wiggins, Thomas P.
	Littlefield, George W.		Wilkinson, John W.
	Mackintosh, Charles A.		Williams, John S.

Yea, 48; nays, 118.

## JOURNAL OF THE HOUSE,

Notice of the rejection of the bill was sent to the Senate.

The Resolve to provide for the reception and entertainment of distinguished guests was further considered, the question being on its engrossment. It was amended, as recommended by the committee on Expenditures, by adding a new section to be numbered section two, and was passed to be engrossed, in concurrence, as amended, and sent up for concurrence in the amendment.

The Bill authorizing the city of Lynn to take an additional water supply was read a third time and considered. An amendment moved by Mr. Williams of Foxborough to strike out section eight was adopted. Mr. Stockbridge of Amherst moved to amend by inserting a section containing a provision that the water supply of the city of Lynn should be under the supervision of a commission who should also have the supervision of the water supply and drainage of all the cities and towns in the State.

## Point of order.

Mr. Parker of Lynn raised the point of order that the amendment was not germane. The Speaker ruled that the point was well taken, since the petition on which the bill was reported related only to a water supply for the city of Lynn.

After debate, the bill was passed to be engrossed, as amended, and sent up for concurrence.

## Bills :

To establish the salary of the judge of probate and insolvency for the county of Essex ; and

Fixing the responsibility of railroad corporations for negligently causing death of employés ;

Were severally read a third time and passed to be engrossed, in concurrence.

The Resolve providing for an amendment of the Constitution relative to the qualification of voters for governor, lieutenant-governor, senators and representatives, was read a third time and considered.

After debate, the question was put on agreeing to the article of amendment which, with the resolve, was as follows : —

*Resolved*, By both houses, the same being agreed to by a majority of the Senators and two-thirds of the members of the House of Representatives, present and voting thereon, that it is expedient to alter the Constitution of this

Commonwealth by adopting the subjoined article of amendment; and that the same as thus agreed to be entered on the journals of both houses, with the yeas and nays taken thereon, and referred to the General Court next to be chosen; and that the same be published, to the end, that, if agreed to by the General Court next to be chosen in the manner provided by the Constitution, it may be submitted to the people for their approval and ratification, in order that it may become a part of the Constitution of this Commonwealth.

#### ARTICLE OF AMENDMENT.

So much of Article III. of the amendments of the Constitution of this Commonwealth as is contained in the following words:—"and who shall have paid, by himself, or his parent, master or guardian, any state or county tax, which shall, within two years next preceding such election, have been assessed upon him in any town or district of this Commonwealth; and also every citizen who shall be by law exempted from taxation, and who shall be in all other respects qualified as above mentioned" is hereby annulled.

The yeas and nays were called and the article of amendment was not agreed to, two-thirds of the members present and voting not having voted in the affirmative. The vote was 47 yeas and 70 nays, as follows:

#### YEAS.

<b>Messrs.</b> Aiken, John A.	<b>Messrs.</b> Gilmartin, Dennis
Aldrich, Samuel N.	Holbrook, Caleb
Baker, John I.	Howes, Erastus
Barton, John S.	Joyner, Herbert C.
Bates, Emory L.	Kelley, Joseph J.
Boardman, Halsey J.	Kimball, William R.
Bowker, Horace L.	Kniffin, George E.
Clark, Aaron F.	Leonard, Edwin
Cowdrey, George	Mackintosh, Charles A.
Craig, George E.	Manning, Patrick H.
Cushing, Louis T.	Martin, Charles B.
Dolan, Daniel F.	McGaragle, Patrick F.
Ernst, George A. O.	Melden, William R.
Fennessey, Jer. G.	Morrison, Alva S.
Fernald, Oliver G.	Pattee, William G. A.
Foley, Patrick E.	Peabody, W. Scott
Gaffney, Frank H.	Pedrick, Francis E.

## JOURNAL OF THE HOUSE,

<b>Messrs.</b> Perry, Isaac F. B.	<b>Messrs.</b> Stetson, George F.
Randall, Charles L.	Sullivan, Dennis A.
Reade, John	Tarone, James
Reed, Charles M.	Welch, Americus
Sexton, Michael	Wilkinson, John W.
Simpson, Thomas C.	Williams, John S.
Stetson, Alonzo J.	

**NAYS.**

<b>Messrs.</b> Atherton, Arlon S.	<b>Messrs.</b> Leonard, Job M.
Babbitt, Francis S.	Linnell, Solomon, 2d
Barker, George A.	Nourse, Henry S.
Bixby, Nelson H.	Olmsted, John
Briggs, Bradford B.	Parker, John L.
Browne, Andrew J.	Parker, Walter O.
Burr, Charles C.	Pilsbury, Edwin L.
Bush, Horace W.	Rice, Samuel I.
Butler, Daniel	Richardson, Chas. W.
Butterfield, Jesse B.	Robinson, Orlando G.
Chamberlain, Geo. D.	Saville, Leonard A.
Chester, William F.	Sayward, William H.
Clark, Charles N.	Shaylor, Pliny M.
Cluff, Daniel B.	Smith, Charles
Coombs, John P.	Smith, George E.
Copeland, Wm. A.	Smith, Joel
Cushman, Solomon F.	Sprague, Henry H.
Davenport, James F.	Staples, Samuel
Dwinell, James F.	Stebbins, John B.
Eames, Warren	Stockbridge, Levi
Eastman, Edmund T.	Streeter, Dwight W.
Fisher, Henry G. B.	Sweetser, Albert H.
Foster, Joshua T.	Switzer, James W.
Freeman, Clarendon A.	Towne, Charles A.
Freeman, Josiah	Varnum, Daniel H.
Goodman, Allen W.	Walker, Aaron G.
Hildreth, Edwin A.	Wells, Daniel W.
Hill, Edwin N.	Weston, Thomas, Jr.
Holley, Tristram R.	White, Henry J.
Howland, Charles W.	Whitehill, John
Hubbard, Sabin	Whitin, Arthur F.
Jacobs, Joseph, Jr.	Whiting, Albert T.
Kingsley, Chester W.	Williams, Fred. H.
Learnard, George E.	Willson, Edmund B.
Leighton, John W.	Wolcott, Roger.

Yeas, 47; nays, 70.

On this question Messrs. Cogswell of Salem, Bird of Natick, Morse of Sharon and Moriarty of Worcester, who,

it was announced, would have voted in the affirmative, were paired respectively with Messrs. Candage of Brookline, Morse of Sherborn, Stetson of Lakeville and Gove of Boston.

Notice of the action of the House was sent to the Senate.

The Resolve providing for printing extra copies of the Blue Book for the year 1883 was read a third time; amended on motion of Mr. Williams of Foxborough, passed to be engrossed as amended and sent up for concurrence.

At half-past four o'clock, adjourned.

THURSDAY, June 7, 1883.

Met according to adjournment.

Prayer was offered by Rev. Daniel Butler, a member of the House.

*Reports of Committees.*

By Mr. Cogswell of Salem, from the committee on the Judiciary, that the Senate Bill to amend chapter 49 of the Public Statutes in regard to the payment of damages where persons have separate interests in the property for which damages are claimed, ought to pass.

Separate interests, — highway damages.

By the same gentleman, from the same committee, that the Senate Bill to empower the Governor to appoint women who are attorneys-at-law special commissioners to administer oaths and take the acknowledgment of deeds, ought to pass.

Women as special commissioners.

Severally placed in the orders of the day for to-morrow for a second reading.

*Papers from the Senate.*

Notice was received from the Senate of the rejection by that branch of the House Bill relative to extending the time within which suits may be brought against the sureties on guardians' bonds; and

Sureties on guardians' bonds.

Notice was also received from the Senate, that the following-named bills having been returned by the Governor, with his objections thereto, had failed to pass the Senate:

Bills :

Concerning the election of aldermen in the city of Boston; and

Aldermanic districts in Boston.

To incorporate the Newton Associates.

Newton Associates.

*Bills Enacted and Resolve Passed.*

**Bills enacted, —  
resolve passed.**

**Engrossed bills :**

Concerning the sale of dressed poultry ; and

To change the name of the Episcopal Methodist Society of Cochituate, to confirm certain proceedings of said society and certain conveyances to the same, and to authorize said society to sell its real and personal estate;

(Which severally originated in the House) ; and

Relating to indigent and neglected children (which originated in the Senate) ;

Were severally passed to be enacted, signed and sent to the Senate.

An engrossed Resolve for obtaining a release to the Commonwealth by the Troy and Greenfield Railroad Company of its claim upon the Troy and Greenfield Railroad and Hoosac Tunnel (which originated in the Senate), was passed, signed and sent to the Senate.

*Discharged from the Orders.*

**Plymouth  
County house  
of correction.**

On motion of Mr. Cogswell of Salem, the veto message of His Excellency the Governor, concerning the Bill to authorize the county commissioners of Plymouth County to enlarge and remodel the house of correction at Plymouth was discharged from the orders of the day under a suspension of the rule, and was, on further motion of the same gentleman, laid on the table.

*Taken from the Table.*

**Two legislative  
sessions a day.**

On motion of Mr. Cogswell of Salem the order relative to two legislative sessions a day was taken from the table, and was adopted.

**Hour of  
meeting.**

On motion of the same gentleman the order relative to meeting daily at two o'clock, P. M., was taken from the table, and was rejected.

**Governor's  
message con-  
cerning certain  
appropriation  
bills.**

On motion of the same gentleman the message from His Excellency the Governor relative to permitting the several appropriation bills for the charitable and reformatory institutions of the State, except the Reformatory Prison for Women and the State Prison, to become laws by lapse of time was taken from the table, and was placed on file, on further motion of Mr. Cogswell.

*Orders of the Day.*

The report of the committee on Public Health, leave to withdraw, on the petition (recommitted) of John F. Neill, Jr., and others for an act to regulate the practice of pharmacy was considered, and, pending an amendment moved by Mr. Bowker of Boston to substitute a "Bill to prevent incompetent persons from conducting the business of apothecaries and prescribing medicines," it was postponed for further consideration until to-morrow.

*Orders of the day.*

The report of the committee on Cities, reference to the next General Court, on an order relative to the election of members of the school board and the common council of the city of Boston, was accepted, and sent up for concurrence.

The report of the committee on Expenditures, inexpedient to legislate, on the message from His Excellency the Governor relative to an appropriation for carrying on the State Almshouse at Tewksbury, was accepted, in concurrence.

The Bill relating to the inspection of vinegar was read a second time, and, pending the question on ordering to a third reading, it was postponed for further consideration until to-morrow, on motion of Mr. Hill of Haverhill.

The Bill to provide for the removal of wrecks and other obstructions from tide waters was further considered, and was ordered to a third reading.

The Bill to abate a nuisance at the State Normal School at Bridgewater was read a second time, and, pending the question on ordering to a third reading, and, pending an amendment moved by Mr. Willson of Salem to substitute a "Bill to provide for the disposal of the sewage of the State Normal School at Bridgewater," it was postponed for further consideration until to-morrow, on motion of Mr. Baker of Beverly.

The Bill (on leave) to prevent incompetent persons from conducting the business of apothecaries was, on motion of Mr. Cogswell of Salem, postponed for further consideration until to-morrow, the question being on its rejection as recommended by the committee on Public Health.

The Resolve in favor of John M. Galvin, for work done

## JOURNAL OF THE HOUSE,

on the Hoosac Tunnel, was read a second time, and, pending the question on ordering to a third reading, it was, on motion of Mr. Weston of Newton, postponed for further consideration until to-morrow.

The Bill relative to the compensation of members of the General Court; and

*Resolves:*

Authorizing the commissioners on Provincial Laws to print one hundred copies of volume two of said laws;

In favor of the State Normal School at Framingham; and

In favor of the State Lunatic Hospital at Danvers;

Were severally read a second time, and ordered to a third reading.

At a quarter before twelve o'clock, adjourned.

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FRIDAY, June 8, 1883.

Met according to adjournment, at eleven o'clock, A. M.

Prayer was offered by the Chaplain.

*Reports of Committees.*

William N.  
Flynt, — State  
Primary School  
at Monson.

By Mr. Putney of Wellesley, from the committee on Public Charitable Institutions, leave to withdraw, on the petition of William N. Flynt and others for additional compensation for constructing a reservoir at the State Primary School at Monson.

By Mr. Wolcott of Boston, from the committee on Public Charitable Institutions, on so much of the Governor's address, not heretofore reported upon, as relates to the State Reform School for Boys, the State Industrial School for Girls and the State Primary School, together with the annual reports of the Board of Health, Lunacy and Charity, of the trustees of the State Primary and Reform Schools, and of the boards of trustees of the lunatic hospitals of the State, and the report of the Governor and Council, dated July 31, 1882, relative to separate homœopathic treatment of the insane, recommending the adoption of the following order:—

*Ordered,* That there be appointed a joint special committee to consist of six members upon the part of the

House of Representatives, with such as the Senate may join, to sit during the recess and report in print to the Legislature at its next annual session upon the following subjects: —

*First.* What provision, if any, shall be made for the separate maintenance of the criminal insane.

Special committee to investigate the treatment of the insane, etc.

*Second.* What provision, if any, shall be made for homeopathic treatment of the insane.

*Third.* What provision, if any, shall be made for establishing a reformatory for the custody and reformation of the younger and more corrigible male offenders.

*Fourth.* What changes, if any, shall be made, either in the inmates or buildings, of the State primary and reform schools, to the end that they may most fully do the work for which they were established, and that the State may reap the greatest possible advantage from their expensive buildings and lands.

Said committee shall be provided with a room in the State House by the Sergeant-at-Arms, who shall also furnish all necessary stationery and postage. They may visit such public institutions of this State, or of other States, as they may deem proper, and shall be paid their actual travelling expenses while in the discharge of their duties, together with such further compensation as shall be determined by the Governor and Council. They may obtain plans, specifications and estimates, either for new construction or alterations, the entire amount to be so expended not to exceed one thousand dollars.

Severally read and placed in the orders of the day for the afternoon, the question in the latter case being on the adoption of the order.

By Mr. Randall of Boston, from the committee on Public Health, on several petitions, a Bill relating to the adulteration of food and drugs. Read and ordered to a second reading.

Food and drugs.

*Paper from the Senate.*

A Bill to confirm the proceedings of the Trustees of the Methodist Episcopal Church at Saint Paul's Station in Lowell, and to change the name of the same, passed to be engrossed by the Senate, was read and referred to the committee on the Judiciary.

Methodist Episcopal Church at St. Paul's Station in Lowell.

*Orders of the Day.*

*Orders of the day.*

**Resolves :**

In favor of the State Normal School at Framingham; and

In favor of the State Lunatic Hospital at Danvers;

Were severally read a third time and were passed to be engrossed, in concurrence.

The Bill to amend chapter 49 of the Public Statutes in regard to the payment of damages where persons have separate interests in the property for which damages are claimed, was read a second time and ordered to a third reading.

The report of the committee on Public Health, leave to withdraw, on the petition (recommitted) of John F. Neill, Jr., and others for an act to regulate the practice of pharmacy was further considered. Mr. Randall of Boston moved to substitute for the report a "Bill to prevent incompetent persons from conducting the business" of apothecaries." Mr. Sullivan of Lawrence moved certain amendments to the bill moved by Mr. Randall. Mr. Cogswell of Salem moved to substitute the bill moved by Mr. Randall for the pending substitute bill moved as an amendment by Mr. Bowker of Boston. Pending these various amendments and pending a motion of Mr. Foster of Medford that the report be indefinitely postponed, the House,

At a quarter before one o'clock, adjourned.

## AFTERNOON SESSION.

*Message from the Governor.*

The following message was received from His Excellency the Governor : —

EXECUTIVE DEPARTMENT,  
BOSTON, June 7, 1883.

*To the Honorable the House of Representatives :*

I believe it my duty to make a more formal communication to your honorable body than was informally made by me to the Honorable Speaker of the House, about the loss of the bill in regard to the Plymouth County House of Correction. I find it necessary so to do, because I now find that another bill is missing from my table.

The custom was, when I came into the Executive office, to have the engrossed parchment rolls containing the bills brought and laid upon my desk, without any record of their receipt, so far as I knew. I requested that [they should be laid on the desk of my private secretary, so that he might make a memorandum of their reception, and he then lays them upon my table. After examination they are returned to him to be deposited in the office of the Secretary of State if they are signed. If they are allowed to pass into laws by absence of my signature they are retained until the five days have elapsed. In case of bills to which I make objection, they are left upon my table to be returned with the message of objections to the proper house.

In the case of the Plymouth bill, it was lying on my table, and was examined by me, and the message prepared; and it was lying there while the message was being copied.

On the next day, when the message was to be sent in, it was looked for among the bills on my table, and could not be found. Every inquiry was made for it, and it could not then, and has not since, been found.

When the several appropriation bills came, among them was a bill relating to the appropriation for the Tewksbury almshouse. They laid on my table together until I signed certain of them, and certain of them I gave to my private secretary, to be by him retained until the five days had expired, then to be sent to the office of the Secretary of State, as laws without my signature. I retained upon my table the bill in regard to the Tewksbury almshouse until I could prepare a message to the House, which I sent in to them, stating the fact that I had come to the conclusion to allow it to become a law. When that message was prepared and sent in, I looked for it among the bills on my table, and could not find it. I then inquired of my private secretary whether he had it, or had returned it to the Secretary of State, and was informed by him that he had not, and search was then made, and that bill could not be found.

It is difficult to see what object any one could have in taking away that bill except pure mischief.

Meanwhile I have lost some small articles from the drawers of my desk, which I either kept unlocked, or locked and the key deposited for convenience in another drawer. That has happened more than once.

## JOURNAL OF THE HOUSE,

I should feel myself responsible for these mischances and losses were it not that there are several duplicate keys to the Executive offices, by which they can be entered at any time by others than my secretaries and messengers, and I understand I have no control of any of the offices in the building. I suppose those keys are kept for the purposes of inspection of the Executive offices, watching against fire, and for the convenience of access of officers of the several departments when anything may be needed in the Executive Department.

I neither desire so to do, nor can I make any charges against anybody, of wrong-doing, but simply make this statement of facts for the information of the House, that they may take such action as they may be advised in regard to remedying such losses of bills.

There is no safe, or other place of deposit in the Executive offices in which these bills could have been any more protected than where they were.

BENJ. F. BUTLER.

The message was read, and on motion of Mr. Cogswell of Salem, was laid on the table and ordered to be printed.

*Report of a Committee.*

Appropriation  
bill, —  
Tewksbury  
Almshouse.

By Mr. Davenport of Fall River, from the committee on Finance, on an order relative to appropriation bills, a Bill making appropriations for salaries and expenses at the State Almshouse at Tewksbury. Read, and on motion of Mr. Davenport the rule was suspended and the bill was read a second and a third time, and was passed to be engrossed, and rule 15 was suspended on motion of Mr. Cogswell of Salem and the bill was at once sent to the Senate for concurrence.

*Papers from the Senate.*

E. C. Hawkes.

A Resolve in favor of E. C. Hawkes (reported on a resolve taken from the files of last year) passed to be engrossed by the Senate, was read, and, under a suspension of rule 42, moved by Mr. Davenport of Fall River, it was ordered to a second reading.

The House Resolve providing for the printing of extra copies of the Thirtieth Annual Report of the Secretary of the Massachusetts Board of Agriculture came down passed to be engrossed, in concurrence, with an amendment, in which the House concurred under a suspension of the rule.

Extra copies of  
the agricultural  
report.

*Bill Enacted.*

An engrossed Bill in relation to the foreclosure of mortgages (which originated in the House) was passed to be enacted, signed and sent to the Senate.

*Bill enacted.*

*Orders of the Day.*

The report of the committee on Public Health, leave to withdraw, on the petition (recommitted) of John F. Neill, Jr., and others for an act to regulate the practice of pharmacy was further considered. After debate, the previous question was ordered, on motion of Mr. Cowdry of Stoneham. The pending amendments, moved by Mr. Sullivan of Lawrence were rejected. The amendment moved by Mr. Cogswell of Salem to substitute the bill proposed by Mr. Randall of Boston, and printed as House No. 387, for the bill moved by Mr. Bowker of Boston, and printed as House No. 386, was carried. The question was then put on amending the report by substituting this bill, and was rejected by a vote of 42 to 84. The report was then accepted and sent up for concurrence.

*Orders of the day.*

The Bill (on leave) to prevent incompetent persons from conducting the business of apothecaries was rejected, as recommended by the committee on Public Health, and notice thereof was sent to the Senate.

The Bill relating to the inspection of vinegar was further considered, amended on motion of Mr. Bowker of Boston, and was ordered to a third reading.

The Bill to abate a nuisance at the State Normal School at Bridgewater was further considered, the question being on ordering to a third reading. An amendment moved by Mr. Reed of Bridgewater was adopted. The pending amendment moved by Mr. Willson of Salem to substitute a new bill was rejected by a vote of 41 to 75. The bill was then ordered to a third reading.

The Bill to empower the Governor to appoint women

who are attorneys-at-law special commissioners to administer oaths and take the acknowledgment of deeds was read a second time, and was ordered to a third reading.

The Resolve in favor of John M. Galvin, for work done on the Hoosac Tunnel, was, pending the question on ordering to a third reading, postponed for further consideration until Monday, on motion of Mr. Weston of Newton.

The Bill relative to the compensation of members of the General Court was read a third time and considered. An amendment moved by Mr. Bewker of Boston fixing the compensation at five dollars for each legislative day, deducting five dollars for each absentee at roll call, was rejected. A motion of Mr. Richardson of Salem that the bill be laid on the table was lost. After debate, the previous question was ordered, on motion of Mr. Chappelle of Boston. At the request of Mr. Chamberlain of Cambridge the yeas and nays were ordered, on the main question of engrossment, and the roll being called the bill was passed to be engrossed and sent up for concurrence by a vote of 64 yeas to 52 nays, as follows: —

#### YEAS.

Messrs. Ambrose, David L.	Messrs. Fennessey, Jer. G.
Babbitt, Francis S.	Fernald, Oliver G.
Baker, Charles H.	Freeman, Clarendon A.
Ball, George H.	Freeman, Josiah
Bates, Butler	Gaffney, Frank H.
Browne, Andrew J.	Gifford, John W.
Butler, Daniel	Gilmartin, Dennis
Butler, Edward P.	Hayes, John E.
Butler, Thomas C.	Howes, Erastus
Butterfield, Jesse B.	Howland, Charles H.
Chappelle, Julius C.	Hubbard, Sabin
Cheever, John H.	Jackson, John
Cluff, Daniel B.	Kilduff, William
Cogswell, Adams H.	Kimball, William R.
Cogswell, William	Kingsley, Chester W.
Conlin, Christopher P.	Lackey, George A.
Courtney, John	Littlefield, George W.
Cronin, Cornelius F.	Manning, Patrick H.
Cushing, Louis T.	Martin, Charles B.
Denham, James R.	McDonald, Patrick F.
Dolan, Daniel F.	Mellen, James H.
Eastman, Edmund T.	Morse, Bushrod

<b>Messrs.</b> Morse, Leonard T.	<b>Messrs.</b> Stetson, Alonzo J.
O'Connell, David F.	Sullivan, Dennis A.
Peck, Herbert L.	Sweetser, Albert H.
Reed, Charles M.	Tarone, James
Richardson, David M.	Welch, Americus
Robinson, Orlando G.	White, Henry J.
Sexton, Michael	Wilkinson, John W.
Shaw, Edward H.	Williams, Fred. H.
Smith, Charles	Winchester, Fitch A.
Smith, George E.	Wright, John H.

**NAYS.**

<b>Messrs.</b> Adams, Frank W.	<b>Messrs.</b> Lord, Charles S.
Aiken, John A.	Maguire, John G.
Aldrich, Samuel N.	Miller, Charles H.
Atherton, Arlon S.	Parker, Walter O.
Baker, John I.	Pattee, William G. A.
Bancroft, William A.	Perry, Isaac F. B.
Barker, F'rrest E.	Pilsbury, Edwin L.
Barker, George A.	Potter, Burton W.
Beach, Theodore D.	Putney, Lyman K.
Boardman, Halsey J.	Reynolds, Enos H.
Bush, Horace W.	Richardson, Chas. W.
Campbell, Benj. F.	Simpson, Thomas C.
Caudage, Rufus G. F.	Small, Edward E.
Carr, Alonzo A.	Sprague, Henry H.
Chamberlain, Geo. D.	Staples, Samuel
Clark, Aaron F.	Stebbins, John B.
Clark, George L.	Steere, Marquis D. F.
Cowdrey, George	Stetson, George F.
Craig, George E.	Stetson, Sprague S.
Davenport, James F.	Towne, Charles A.
Dwinell, James F.	Walker, Aaron G.
Foster, Joshua T.	Webster, Franklin I.
Hildreth, Edwin A.	Weston, Thomas, Jr.
Jacobs, Joseph, Jr.	Whitehill, John
Jefts, Luman T.	Wiggins, Thomas P.
Learnard, George E.	Wolcott, Roger.

Yeas, 64 ; nays, 52.

On this question Messrs. Harrub of Plympton, Mason of Swansea, Hopkins of Millbury, Linnell of Orleans, Barnard of Taunton, Melden of Lynn, Donahoe of Boston, Glines of Somerville, Batchelder of Worcester, Eames of Wilmington, Martin of Milton, Dunham of Fairhaven, Pedrick of Marblehead, Holbrook of Ashland, Tyler of Oxford, Holley of Edgartown, Foley of Fall River, Lincoln of Somerville, Reade of Boston, Higgin-

## JOURNAL OF THE HOUSE,

bottom of Holyoke, Brigham of South Abington and Parker of Lynn, who it was announced would have voted in the affirmative, were paired respectively with Messrs. Chester of Malden, Varnum of Lowell, Joyner of Great Barrington, Coombs of Newburyport, Ernst of Boston, Randall of Boston, Olmsted of Springfield, Cable of Hyde Park, Hill of Haverhill, Whiting of Boston, Hall of Upton, Stockbridge of Amherst, Sargent of Melrose, Nason of Boston, Willson of Salem, Saville of Lexington, Gove of Boston, Kelley of Cambridge, Copeland of Mansfield, Burr of Newton, Wheeler of Boston and Whitin of Northbridge.

The Resolve authorizing the commissioners on Provincial Laws to print one hundred copies of volume two of said laws was read a third time, amended on motion of Mr. Williams of Foxborough, passed to be engrossed, in concurrence, as amended, and sent up for concurrence in the amendment.

The report of the committee on Public Charitable Institutions, leave to withdraw, on the petition of William N. Flynt and others for additional compensation for constructing a reservoir at the State Primary School at Monson was accepted, and sent up for concurrence.

The report of the committee on Public Charitable Institutions, on so much of the Governor's address, not heretofore reported upon, as relates to the State Reform School for Boys, the State Industrial School for Girls and the State Primary School, together with the annual reports of the Board of Health, Lunacy and Charity, of the trustees of the State Primary and Reform Schools, and of the boards of trustees of the lunatic hospitals of the State, and the report of the Governor and Council, dated July 31, 1882, relative to separate homeopathic treatment of the insane, recommending the adoption of an order, was considered. Pending the question on the adoption of the order, Mr. Baker of Beverly moved that the House adjourn. At the request of Mr. Fennessey of Boston the yeas and nays were ordered on this motion, and, the roll being called, the motion was carried by a vote of 49 yeas to 43 nays, as follows:—

## YEAS.

Messrs. Adams, Frank W.	Messrs. Jacobs, Joseph, Jr.
Aiken, John A.	Jefts, Luman T.
Baker, John I.	Kelley, Joseph J.
Ball, George H.	Kilduff, William
Barker, George A.	Kimball, William R.
Bates, Butler	Kingsley, Chester W.
Browne, Andrew J.	McDonald, Patrick F.
Butterfield, Jesse B.	Morse, Bushrod
Campbell, Benjamin F.	Parker, Walter O.
Candage, Rufus G. F.	Pattee, William G. A.
Cheever, John H.	Pedrick, Francis E.
Clark, Aaron F.	Randall, Charles L.
Cluff, Daniel B.	Smith, Charles
Cogswell, Adams H.	Smith, George E.
Cronin, Cornelius F.	Staples, Samuel
Dolan, Daniel F.	Stetson, George F.
Dwinell, James F.	Stetson, Sprague S.
Ernst, George A. O.	Tarone, James
Fernald, Oliver G.	Walker, Aaron G.
Freeman, Clarendon A.	Webster, Franklin I.
Gaffney, Frank H.	Welch, Americus
Gilmartin, Dennis	Wheeler, Charles
Glines, Edward	White, Henry J.
Hill, Edwin N.	Wiggins, Thomas P.
Howland, Charles H.	

## NAYS.

Messrs. Atherton, Arlon S.	Messrs. Foster, Joshua T.
Barker, Forrest E.	Gove, Jesse M.
Boardman, Halsey J.	Holbrook, Caleb
Burr, Charles C.	Hubbard, Sabin
Bush, Horace W.	Learnard, George E.
Butler, Daniel	Mellen, James H.
Butler, Edward P.	Miller, Charles H.
Chamberlain, Geo. D.	O'Connell, David F.
Chappelle, Julius C.	Parker, John L.
Chester, William F.	Pilsbury, Edwin L.
Courtney, John	Putney, Lyman K.
Cowdrey, George	Reade, John
Craig, George E.	Reed, Charles M.
Cushing, Louis T.	Saville, Leonard A.
Davenport, James F.	Sexton, Michael
Eames, Warren	Sprague, Henry H. .
Eastman, Edmund T.	Sullivan, Dennis A.
Fennessey, Jer. G.	Sweetser, Albert H.

## JOURNAL OF THE HOUSE,

Messrs. Weston, Thomas, Jr.	Messrs. Willson, Edmund B.
Whitehill, John	Wolcott, Roger.
Wilkinson, John W.	Wright, John H.
Williams, Fred. H.	

Yea, 49; nays, 43.

At twenty minutes before five o'clock, adjourned.

---

MONDAY, June 11, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Message from the Governor.*

Brockton Real  
Estate and Im-  
provement  
Company.

The following message was received from His Excellency the Governor: —

EXECUTIVE DEPARTMENT,  
BOSTON, June 11, 1883.

*To the Honorable the House of Representatives:*

I feel obliged to return to your honorable body the bill to incorporate the "Brockton Real Estate Improvement Company."

My objections to the bill becoming a law, so far as its scope and action are concerned, have been set out already in my message to the legislature concerning the Bill to incorporate the Newton Associates.

All the evils of a company empowered to hold and sell lands, so far as the scope and action of that bill are concerned, are intensified, in my judgment, in the provisions of this bill, and I respectfully refer to those objections in writing sent to the legislature, as a part of my objections to this bill, except certain ones that are particularly applicable to the condition of the real estate mentioned in that bill.

To lock up fifty acres of land in a landed company in perpetuity, and alter the laws concerning succession in lands, the rights of inheritance and of dower, I hardly need reiterate, is against the public policy of the Commonwealth. And the fact that those objections were held tenable and valid by the requisite vote of the Honorable Senate, emboldens me to present them to the legislature

once more through the House, in which this bill originated.

As an additional objection I take leave to refer the legislature to a matter which seems to me of very considerable importance. Chapter 2, sections 7, 8, 9, 10, 11, 12, 13 and 14, inclusive, of the Public Statutes, contains certain provisions of law which are designed, if they are followed, to shorten the sessions of the legislature, which I cannot doubt both houses will agree with me, would be highly desirable, if it can be effected. Those sections provide that whoever intends to apply for an act of incorporation shall give certain notices to the public of that intention, at a suitable time therein stated, before the meeting of the legislature, in the manner and at the times therein stated. It is further therein provided that petitions for such bills shall be presented to the legislature within the first ten days of the session thereafterwards. It is further provided that in case of exigency, when all parties interested in the subject matter of the petition have waived notice, no other or further proof of notice shall be required. And when it appears that by unavoidable accident, and without default, or that the subject matter of the petition did not admit of such previous notice, that the notice shall be sufficient if given for the required period of time, as soon as the petitioner has discovered his omission, or within a reasonable time after the subject matter of the petition has arisen, or become known, provided that such petition is presented within thirty days after the assembling of the General Court.

This is the law, and is binding as well on the houses of the legislature as it is on the Executive, and every other citizen of the Commonwealth, until it is repealed, and nobody can waive its provisions.

I find by looking at the papers containing the action of the two houses upon this bill, sent to me with it for my information, that no notice whatever had been given; that there has been no waiver of such notice, nor is there any evidence accompanying the bill that any such exigency has arisen as might in any way dispense with that notice.

Perhaps I might be called upon to presume that all that had been made known to the two houses of the legislature in due form, but that they have failed to report

## JOURNAL OF THE HOUSE,

it to me by accident. And if I were satisfied that such were the case I possibly ought not to make objection to the bill on that account.

But I must not forget that the Executive in this regard is a third branch of the legislature, and the evidence of the proper inception of the bill should be brought to me as well as to the two other branches. But, if that were all done, I cannot but observe that the petition, which is among the papers sent to me, shows officially that it was not presented until the fourteenth day of February, which was more than thirty days after the assembling of the General Court. And this plain provision of law cannot be disregarded. It was made for the wise purpose which I have at first indicated, and is to be enforced by the Executive in whatever sphere of his action.

I must therefore ask the reconsideration of this bill, in the light of my objections in writing hereinbefore mentioned.

BENJ. F. BUTLER.

The message having been read, the question, "Shall the bill pass notwithstanding the objections of His Excellency the Governor?" was put, the yeas and nays were called, and the bill failed to pass, by a vote of 68 yeas to 97 nays, two-thirds of the members present not having agreed to pass the same. The vote was as follows:—

## YEAS.

Messrs. Atherton, Arlon S.	Messrs. Cushing, Louis T.
Ball, George H.	Cushman, Solomon F.
Barker, Forrest E.	Davenport, James F.
Batchelder, George E.	Davis, Samuel M.
Briggs, Bradford B.	Eames, Warren
Bugbee, Benajah U.	Ernst, George A. O.
Burr, Charles C.	Fisk, David
Bush, Horace W.	Freeman, Clarendon A.
Butler, Daniel	Gifford, John W.
Butterfield, Jesse B.	Glines, Edward
Cable, Hobart M.	Gove, Jesse M.
Campbell, Benj. F.	Hartwell, Harris C.
Chappelle, Julius C.	Hill, Edwin N.
Chester, William F.	Howes, Lewis W.
Cogswell, Adams H.	Hubbard, Sabin
Cogswell, William	Kingsley, Chester W.
Coombs, John P.	Learnard, George E.

Messrs	Leighton, John W.	Messrs.	Smith, Joel
	Linnell, Solomon, 2d		Snow, Edmund F.
	Lord, Charles S.		Sprague, Henry H.
	Mason, James H.		Stetson, George F.
	Miller, Charles H.		Stetson, Sprague S.
	Morse, Leonard T.		Sweetser, Albert H.
	Nason, Jesse L.		Switzer, James W.
	Newell, Charles S.		Walker, Aaron G.
	Nourse, Henry S.		Weston, Thomas, Jr.
	Parker, John L.		Wheeler, Charles
	Pilsbury, Edwin L.		Whitehill, John
	Rice, Samuel I.		Whitin, Arthur F.
	Richardson, Charles W.		Whiting, Albert T.
	Sargent, Wingate P.		Whitmarsh, Wm. W.
	Sayward, William H.		Williams, Fred. H.
	Smith, Charles		Willson, Edmund B.
	Smith, George E.		Wolcott, Roger.

**NAYS.**

Messrs.	Aldrich, Samuel N.	Messrs.	Fennessey, Jer. G.
	Babbitt, Francis S.		Foley, Patrick E.
	Baker, Charles H.		Foster, Joshua T.
	Baker, John I.		Frizzell, William H.
	Bancroft, William A.		Gaffney, Frank H.
	Barker, George A.		Gilmartin, Dennis
	Bates, Butler		Gordon, William, Jr.
	Bird, Warren A.		Hayes, John E.
	Boardman, Halsey J.		Higginbottom, Allen
	Bowker, Horace L.		Holbrook, Caleb
	Brigham, Andrew C.		Holley, Tristram R.
	Butler, Thomas C.		Hopkins, John
	Candage, Rufus G. F.		Howes, Erastus
	Cheever, John H.		Howland, Charles H.
	Clark, Aaron F.		Hunt, Samuel C.
	Clark, Charles N.		Huntoon, George L.
	Clark, George L.		Hutchinson, Charles C.
	Costello, Michael W.		Jackson, John
	Courtney, John		Jefts, Luman T.
	Craig, George E.		Kelley, Joseph J.
	Cronin, Cornelius F.		Kilduff, William
	Denham, James R.		Lackey, George A.
	Dolan, Daniel F.		Leonard, Edwin
	Dolan, Michael J.		Leonard, Job M.
	Donahoe, Charles W.		Lincoln, Charles S.
	Douglas, William L.		Littlefield, George W.
	Dwinell, James F.		Mackintosh, Chas. A.
	Eastman, Edmund T.		Maguire, John G.
	Eaton, William N.		Manning, Patrick H.
	Entwistle, James R.		Martin, Charles B.

## JOURNAL OF THE HOUSE,

Messrs. Martin, Henry B.	Messrs. Richardson, David M.
McDonald, Patrick F.	Robinson, Orlando G.
McGaragle, Patrick F.	Saville, Leonard A.
Melden, William R.	Searell, William A.
Mellen, James H.	Sexton, Michael
Moriarty, Eugene M.	Shaw, Edward H.
Morrison, Alva S.	Staples, Samuel
Morse, Bushrod	Stebbins, John B.
O'Connell, David F.	Steere, Marquis D. F.
Pattee, Wm. G. A.	Stetson, Alonzo J.
Peabody, W. Scott	Sullivan Dennis A.
Pedrick, Francis E.	Tarone, James
Perry, Isaac F. B.	Tyler, Albert
Potter, Burton W.	Varnum, Daniel H.
Putney, Lyman K.	Welch, Americus
Randall, Charles L.	Wildes, Ansel F.
Reade, John	Williams, John S.
Reed, Charles M.	Winchester, Fitch A.
Reynolds, Enos H.	

Yea, 68 ; nays, 97.

Notice of the action of the House was sent to the Senate.

*Communication from the Governor.*

Plymouth  
House of Cor-  
rection, —  
Tewksbury  
Almshouse.

The following communication, received from His Excellency the Governor, was read by the Speaker : —

EXECUTIVE DEPARTMENT,  
BOSTON, June 11, 1883.

*To the Honorable the Speaker of the House of Representatives :*

SIR, — I send herewith the enrolled bill relating to the Plymouth House of Correction, which was not in my office at the time I sent in the message.

I have placed in the hands of the Secretary of State the bill making appropriation for the support of the Tewksbury Almshouse. Both of these bills came to me from outside of the State House, being found in the city.

I do not, at the present time, feel at liberty to give any further information as to when, how, and where found, because I am causing an inquiry to be made, in an endeavor to trace the loss, or taking, as any disclosures might interfere with the progress of that inquiry.

I feel certain, so far as I have gone, that they were in some way taken from the Executive office, but by whom,

how, and when, I cannot possibly tell. The latter bill I find upon reliable evidence was outside of the State House on June first. How much earlier than that, I do not know.

I have the honor to be,

Very respectfully, your obedient servant,  
BENJ. F. BUTLER.

On motion of Mr. Cogswell of Salem, the communication was laid on the table.

*Reconsideration.*

Mr. Cogswell of Salem moved to reconsider the vote whereby the House on last Friday afternoon passed to be engrossed the Bill making appropriations for salaries and expenses at the State almshouse at Tewksbury. The motion prevailed, and the question recurring on engrossment, the bill was indefinitely postponed, on further motion of Mr. Cogswell.

Tewksbury  
Almshouse.

*Plymouth County House of Correction.*

Mr. Cogswell of Salem asked that the House proceed to reconsider the Bill to authorize the county commissioners of Plymouth County to enlarge and remodel the House of Correction at Plymouth, stating that the bill was now on the Speaker's table, having been returned to the House by His Excellency the Governor. The Chair stated the regular order to be the question, "Shall the bill pass notwithstanding the objections of His Excellency the Governor?" The yeas and nays were called on this question and the bill failed to pass by a vote of 68 yeas to 90 nays, two-thirds of the members present and voting not having agreed to pass the same. The vote was as follows:—

Plymouth  
House of  
Correction.

**YEAS.**

Messrs. Atherton, Arlon S.	Messrs. Candage, Rufus G. F.
Babbitt, Francis S.	Chappelle, Julius C.
Bancroft, William A.	Cogswell, Adams H.
Barker, George A.	Coombs, John P.
Batchelder, George E.	Craig, George E.
Bates, Butler	Cushing, Louis T.
Bugbee, Benajah U.	Cushman, Solomon F.
Burr, Charles C.	Davenport, James F.
Bush, Horace W.	Davis, Samuel M.
Butler, Daniel	Dwinell, James F.
Butterfield, Jesse B.	Eames, Warren

## JOURNAL OF THE HOUSE,

<b>Messrs.</b>	<b>Fisk, David</b>	<b>Messrs.</b>	<b>Pilsbury, Edwin L.</b>
	<b>Foster, Joshua T.</b>		<b>Rice, Samuel I.</b>
	<b>Freeman, Clarendon A.</b>		<b>Robinson, Orlando G.</b>
	<b>Glines, Edward</b>		<b>Saville, Leonard A.</b>
	<b>Gove, Jesse M.</b>		<b>Sayward, William H.</b>
	<b>Hartwell, Harris C.</b>		<b>Searell, William A.</b>
	<b>Hill, Edwin N.</b>		<b>Smith, Charles</b>
	<b>Holley, Tristram R.</b>		<b>Smith, George E.</b>
	<b>Howland, Charles H.</b>		<b>Sprague, Henry H.</b>
	<b>Hubbard, Sabin</b>		<b>Staples, Samuel</b>
	<b>Huntoon, George L.</b>		<b>Stebbins, John B.</b>
	<b>Lackey, George A.</b>		<b>Stetson, George F.</b>
	<b>Leighton, John W.</b>		<b>Sweetser, Albert H.</b>
	<b>Leonard, Job M.</b>		<b>Switzer, James W.</b>
	<b>Linnell, Solomon, 2d</b>		<b>Tyler, Albert</b>
	<b>Lord, Charles S.</b>		<b>Varnum, Daniel H.</b>
	<b>Mason, James H.</b>		<b>Walker, Aaron G.</b>
	<b>McGaragle, Patrick F.</b>		<b>Weston, Thomas, Jr.</b>
	<b>Miller, Charles H.</b>		<b>Whiting, Albert T.</b>
	<b>Morse, Leonard T.</b>		<b>Whitmarsh, Wm. W.</b>
	<b>Newell, Charles S.</b>		<b>Williams, Fred. H.</b>
	<b>Nourse, Henry S.</b>		<b>Willson, Edmund B.</b>
	<b>Pedrick, Francis E.</b>		<b>Wolcott, Roger.</b>

## NAYS.

<b>Messrs.</b>	<b>Aldrich, Samuel N.</b>	<b>Messrs.</b>	<b>Entwistle, James R.</b>
	<b>Baker, Charles H.</b>		<b>Ernst, George A. O.</b>
	<b>Baker, John I.</b>		<b>Fennessey, Jer. G.</b>
	<b>Ball, George H.</b>		<b>Foley, Patrick E.</b>
	<b>Bird, Warren A.</b>		<b>Frizzell, William H.</b>
	<b>Boardman, Halsey J.</b>		<b>Gaffney, Frank H.</b>
	<b>Brigham, Andrew C.</b>		<b>Gilmartin, Dennis</b>
	<b>Browne, Andrew J.</b>		<b>Gordon, William, Jr.</b>
	<b>Cable, Hobart M.</b>		<b>Hayes, John E.</b>
	<b>Campbell, Benj. F.</b>		<b>Higginbottom, Allen</b>
	<b>Cheever, John H.</b>		<b>Holbrook, Caleb</b>
	<b>Clark, Aaron F.</b>		<b>Hopkins, John</b>
	<b>Clark, Charles N.</b>		<b>Howes, Erastus</b>
	<b>Clark, George L.</b>		<b>Howes, Lewis W.</b>
	<b>Cogswell, William</b>		<b>Hunt, Samuel C.</b>
	<b>Costello, Michael W.</b>		<b>Hutchinson, Chas. C.</b>
	<b>Courtney, John</b>		<b>Jackson, John</b>
	<b>Cronin, Cornelius F.</b>		<b>Jefts, Luman T.</b>
	<b>Dolan, Daniel F.</b>		<b>Kelley, Joseph J.</b>
	<b>Dolan, Michael J.</b>		<b>Kilduff, William</b>
	<b>Donahoe, Charles W.</b>		<b>Kingsley, Chester W.</b>
	<b>Douglas, William L.</b>		<b>Learnard, George E.</b>
	<b>Eastman, Edmund T.</b>		<b>Leonard, Edwin</b>
	<b>Eaton, William N.</b>		<b>Littlefield, George W.</b>

Messrs. Mackintosh, Chas. A.	Messrs. Reed, Charles M.
Maguire, John G.	Reynolds, Enos H.
Manning, Patrick H.	Richardson, Chas. W.
Martin, Charles B.	Richardson, David M.
Martin, Henry B.	Sargent, Wingate P.
McDonald, Patrick F.	Sexton, Michael
Melden, William R.	Shaw, Edward H.
Mellen, James H.	Smith, Joel
Moriarty, Eugene M.	Snow, Edmund F.
Morrison, Alva S.	Steere, Marquis D. F.
Morse, Bushrod	Stetson, Alonzo J.
O'Connell, David F.	Stetson, Sprague S.
Parker, John L.	Sullivan, Dennis A.
Pattee, Wm. G. A.	Tarone, James
Peabody, W. Scott	Welch, Americus
Peck, Herbert L.	Wheeler, Charles
Perry, Isaac F. B.	Whitehill, John
Potter, Burton W.	Whitin, Arthur F.
Putney, Lyman K.	Williams, John S.
Randall, Charles L.	Winchester, Fitch A.
Reade, John	Wright, John H.

Yea, 68 ; nays, 90.

Notice of the action of the House was sent to the Senate.

*Taken from the Table.*

On motion of Mr. Pattee of Quincy, the

Veto message of His Excellency the Governor, concerning the Bill to authorize the county commissioners of Plymouth County to enlarge and remodel the house of correction at Plymouth ; and the

Plymouth  
House of Cor-  
rection, —  
Tewksbury  
Almshouse.

Message from His Excellency the Governor concerning the loss of the

Bill to authorize the county commissioners of Plymouth County to enlarge and remodel the house of correction at Plymouth ; and the

Bill making appropriations for salaries and expenses at the State Almshouse at Tewksbury ;

Were severally taken from the table, and were, on his further motions, severally placed on file.

*Orders.*

On motion of Mr. Randall of Boston,—

*Ordered*, That the Sergeant-at-Arms, under the direction of the committee on State House proceed forthwith

Ventilation of  
Representatives'  
Hall.

to open the windows in the reporters' gallery and the gallery in the rear of the hall of the House of Representatives, so that a better system of ventilation may be had.

The following order, offered by Mr. Candage of Brookline, was rejected:—

Palmleaf fans  
for members.

*Ordered*, That the Sergeant-at-Arms be instructed to procure and furnish to each member of the House a palmleaf fan for use during the remainder of this session.

#### *Papers from the Senate.*

Northampton.

The Bill to establish the city of Northampton, passed to be engrossed, in concurrence, with certain amendments, and sent to the Senate for concurrence in the amendments, came down with the endorsement that the Senate concurred in all of the amendments with the exception of the amendment at "I," in section 16, in which it concurred with amendments. Under a suspension of the rule, moved by Mr. Sprague of Boston, the House concurred, and the bill was returned to the Senate endorsed accordingly.

Probate  
appeals.

Notice was received from the Senate of the rejection by that branch of the House Bill providing for the allowance of amendments of reasons of appeal in cases in probate courts.

#### *Bills Enacted and Resolves Passed.*

Bills enacted,—  
resolves passed.

##### Engrossed bills:

Relative to unclaimed dividends in insolvency; and

To provide for the abatement of a nuisance in the city of Fall River;

(Which severally originated in the House);

To enable Fire District Number One of Greenfield to increase its water supply;

To establish the salary of the Judge of Probate and Insolvency for the county of Essex;

Fixing the responsibility of railroad corporations for negligently causing death of employés; and

In addition to an act of the present year to extend the time within which savings banks and institutions for savings may sell certain real estate now held by them;

(Which severally originated in the Senate);

Were severally passed to be enacted, signed and sent to the Senate.

**Engrossed resolves :**

In favor of the State Lunatic Hospital at Danvers ; and  
In favor of the State Normal School at Framingham ;  
(Which severally originated in the Senate) ;  
Were severally passed, signed and sent to the Senate.

*Orders of the Day.*

The report of the committee on Public Charitable Institutions, on so much of the Governor's address, not heretofore reported upon, as relates to the State Reform School for Boys, the State Industrial School for Girls and the State Primary School, together with the annual reports of the Board of Health, Lunacy and Charity, of the trustees of the State Primary and Reform Schools, and of the boards of trustees of the lunatic hospitals of the State, and the report of the Governor and Council, dated July 31, 1882, relative to separate homeopathic treatment of the insane, recommending the adoption of an order, was further considered. Mr. Candage of Brookline moved to so amend the order as to provide that the committee may report at the present session of the Legislature. The amendment was carried, and after debate the order, as amended, was adopted and sent up for concurrence.

*Orders of the day.*

The Resolve in favor of John M. Galvin, for work done on the Hoosac Tunnel, was further considered, and was ordered to a third reading.

The Bill to provide for the removal of wrecks and other obstructions from tide waters was read a third time, amended, on motion of Mr. Williams of Foxborough, and was passed to be engrossed, in concurrence, as amended, and sent up for concurrence in the amendment.

The Bill relating to the adulteration of food and drugs was read a second time and considered. Amendments moved by Messrs. Ernst of Boston and Randall of Boston were adopted. After debate, the bill was rejected, and notice thereof was sent to the Senate.

The Resolve in favor of E. C. Hawkes was read a second time, and, pending the question on ordering to a third reading, it was, on motion of Mr. Weston of Newton, postponed for further consideration until to-morrow.

At thirty-eight minutes past four o'clock, adjourned.

TUESDAY, June 12, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Report of Committee.*

Taunton.

By Mr. Pattee of Quincy, from the committee on the Judiciary, that the Senate Bill authorizing the city of Taunton to construct a way through land held by the trustees of the Taunton Lunatic Hospital ought to pass. Placed in the orders of the day for the afternoon, for a second reading.

*Orders of the Day.*

Orders of the day.

The Resolve in favor of E. C. Hawkes was further considered, the question being on ordering to a third reading. After debate the resolve was rejected, and notice of its rejection was sent to the Senate.

*Motion to Reconsider.*

Removal of wrecks.

On motion of Mr. Small of Provincetown the orders of the day were laid on the table. The same gentleman then moved to reconsider the vote by which the House yesterday passed to be engrossed the Bill to provide for the removal of wrecks and other obstructions from tide waters.

Pending the consideration of the motion to reconsider, the House, at a quarter before one o'clock, adjourned.

AFTERNOON SESSION.

*Papers from the Senate.*

Cape Cod Ship Canal Company.

A Bill to incorporate the Cape Cod Ship Canal Company (reported on petitions relative to the subject) passed to be engrossed by the Senate, was read and ordered to a second reading.

Westborough Reform School.

A Bill relating to the State Reform School at Westborough (reported on the report of the trustees of the State Reform School) passed to be engrossed by the Senate, was read and referred, under the rule, to the committee on Finance.

Insolvent corporations.

An engrossed Bill providing for the disposition of unclaimed moneys in the hands of receivers of certain insol-

vent corporations came down with the endorsement, "Returned to the Senate by the Governor at its request, enactment reconsidered and bill amended by substituting therefor a new bill with the same title." On motion of Mr. Hill of Haverhill, the vote by which the engrossed bill had been passed to be enacted was reconsidered, under suspension of the rule. On his further motion, rule 52, which provides that no engrossed bill shall be amended, was suspended, and the substitute bill was read and ordered to a second reading.

The engrossed Bill to amend the charter of the Home for Aged Females in the city of Worcester in relation to the bond of its treasurer came down with the endorsement, "Enactment reconsidered under a suspension of the rules and amended by substituting therefor a bill with the same title." On motion of Mr. Hill of Haverhill, the vote by which the engrossed bill had been passed to be enacted was reconsidered, under a suspension of the rule. On his further motion, rule 52, which provides that no engrossed bill shall be amended, was suspended, and the substitute bill was read and ordered to a second reading.

Home for Aged Females in Worcester.

*Message from the Governor..*

The following message was received from His Excellency the Governor: —

Sale of water by cities, towns, etc.

EXECUTIVE DEPARTMENT,

BOSTON, June 12, 1883.

*To the Honorable the House of Representatives :*

I have given to the bill, entitled "An Act to authorize cities, towns, fire districts, water, and aqueduct companies, to hold water for sale, and to sell the same to other cities, towns, fire districts, and individuals," that careful consideration which the importance of the subject matter seems to demand.

As its title implies, it authorizes several public corporations to sell water to several other public corporations and individuals.

This bill, if it became a law, would authorize any corporation named, which is now or may hereafter be authorized to take and hold water for the purpose of supplying the inhabitants of a particular city, town or fire district with water for specific purposes, in addition to supplying the inhabitants of such city, town or fire district, also to hold

for sale the water which they have been authorized to take, and may sell the same for the extinguishment of fires and for domestic *and other purposes* to any city, town, fire district, or corporation, or to any individual residing in a city, town, or fire district not having a water supply of its own.

The bill then provides that if any such corporation wishing to sell its water, and any city, town, fire district, or individual wishing to purchase such water, cannot agree upon the price with the purchaser, that the price may be fixed by commissioners appointed by the Superior Court.

It then enacts that any one of those corporations selling water under its provisions, shall pay all damages sustained by any person in his property by the taking of any additional land, right of way, water source, water right or easement, or by any other thing done under the provisions of this Act, and then provides the same remedy for the party injured as is now provided by law for the taking of land for highways, provided that an application shall be made within three years; but no such application shall be made until the water is actually withdrawn or diverted under the authority of this Act.

It further provides that any such corporation shall within sixty days after the taking of any additional lands, rights of way, water rights, water sources or easements otherwise than by purchase, file and cause to be recorded in the Registry of Deeds for the county within which such lands or property is situated, a description thereof sufficiently accurate for identification, with a statement of the purpose for which the same were taken, signed by the chairman of the board or committee having charge of its water works.

Before proceeding to any discussion of the very peculiar provisions of the bill, it is convenient to look carefully at the general subject matter upon which it may act, and see how far its action can be justified within the limits of the Constitution or public policy.

Very many acts within the last few years have been passed for the purpose of supplying inhabitants of cities, towns and villages with water for domestic purposes, and the extinguishment of fires. These are "the specific purposes" mentioned in these acts, and it is one of the serious questions in the immediate future, where the inhabitants of this Commonwealth are to obtain a supply of pure water

uncontaminated with sewerage or other deleterious matters, for their domestic uses. This is a question in which the whole public are concerned, and to meet this want the exercise of the right of eminent domain by the legislature, has been freely, and rightly, used. There is a natural right in all men to drink and use for domestic purposes, and for their cattle to drink all the water of natural streams and ponds which they need. And this right has been decided to appertain to the individual citizen as against all provisions of the legislature for the use of water for any other purpose, in several very much controverted cases in the highest courts of the State of Pennsylvania, those courts following the decisions of the English courts. This natural right has been strongly stated by Chief Justice Shaw in a case arising in our own courts. The legislature has interposed its law-making power to preserve this natural right, by passing laws to prevent the pollution of streams, so as to render their water unfit for such domestic uses. There are other *quasi* public uses of water which have always been held subordinate to this great natural right; that is to say, its use for navigation and for mill purposes.

Since 1845, when the first act was passed to supply the city of Boston with pure water from Lake Cochituate, lying twenty miles off, the right to take such water has always been held constitutional as a taking for a public use, although the public might be miles distant from the supply; and so far as I am advised, in no instance has the legislature permitted water thus taken by that right, for a public use, to be used for any other than domestic and fire-extinguishing purposes, and never for any other use or purpose, unless the conversion of it into steam for steam-power may be so termed. The use of it for dyeing purposes cannot be said to be in fact other than a domestic use, for as each family would have a right to dip the water from a neighboring stream to dye their goods, the use of water in a dyeing establishment would be only an aggregation of that use. The legislature has never permitted water to be taken under the right of eminent domain to be used as a mechanical power, and in some cases, to prevent all mistake, have actually prohibited it. As an example, the act authorizing the city of Lowell to take water from the Merrimack River for the use of its inhabitants, expressly prohibits its selling it for mechanical power, which prohibition,

it may be said in passing, would be repealed by this bill if it became a law.

I do not think it is within the power of the legislature to authorize, under the right of eminent domain, the taking of water to be used for the purposes of mechanical power, by any corporation, municipal or other, and, as I believe, the legislature has never so done; most certainly never has it authorized any individual so to do. Can the legislature authorize a town to take water for a public use, and then authorize it to sell it to any individual for any and all private uses, as does this bill? That is to say, I have a head of water raised by a dam on a stream which is used for manufacturing purposes in running a mill. Can the legislature authorize the town to take that water from me and sell it to my rival in manufacturing, in a neighboring town, to be used in running his mill? Yet this is what this bill provides may be done. It is no answer to this proposition that the bill authorizes the town to pay me the damages which I may suffer by the loss of my water, because while I hold my property subject to be taken for a public use upon the payment of damages, I do not hold my property subject to be taken for a private use on payment of damages however great. It is mine, and I cannot be compelled to sell it to my rival. That there may be no mistake, if the bill allowed the sale of water only for public uses—domestic, or for the extinguishment of fires—this objection would not apply. But the bill expressly authorizes the sale of any water heretofore taken, or heretofore authorized to be taken, or hereafter taken, or hereafter authorized to be taken, and all that may be taken by this bill, to be sold to any city, town, fire district or corporation, or any individual for domestic or *other purposes*. That is to say, water heretofore taken for a public use, and upon no other ground whatever, and paid for as for a public use, and damages paid only for that use, may by this bill be used for the purposes of speculation and private gain. And this bill authorizes the taking of any lands, rights of way, water, water rights, water source or easement, or any other thing to enable the corporation so taking to get the water to sell.

Were the general scope of the bill unobjectionable, I pray leave to submit to the legislature whether the bill itself has been sufficiently guarded in its provisions for effecting its object.

The second section is certainly peculiar ; that if any city or other corporation having water to sell, and any city, town, fire district or individual wishes to purchase such water, and cannot agree upon the price, then the price and terms shall be determined by three commissioners to be appointed upon the application of either party to the Superior Court. So that for water which it wants to sell a city may have its price fixed for it against its will. Heretofore in this Commonwealth when one has had anything to sell, and another wished to buy it, the legislature has left them to fix the price between themselves, or not conclude the bargain. This is the first time which has come under my notice when a legislature has attempted to interfere with the bargains between citizens for the sale of their own property for a private use, and I do not think it is an experiment which ought to be encouraged. But if it should be, why does this bill omit to give the same right to a corporation purchasing water to have the price thereof fixed by commissioners, that it gives to individuals? Why this discrimination, after having provided that a corporation may buy ?

Section three is still more peculiar. It provides that when damages are sustained by any person in his property by the taking of any additional land, right of way, water, water source or easement, or by any other thing done by any such corporation, under the authority of this act, such damages shall be paid ; and that an application may be made for a jury to assess such damages, provided it is made within three years ; but that no application for the assessment of such damages shall be made for the taking of any water or water rights, or injury done thereto, until the water is actually withdrawn or diverted. When shall the application be made if lands and rights of way only are taken ? Again, how is the injured party to know when the water is "actually withdrawn," that is, sold ? How can the party distinguish that from the water that is used for other purposes ? It is true that section four provides that in sixty days after the taking of any such lands, rights of way, water rights or water sources, a description of them shall be filed in the Registry of Deeds, with a statement of the purpose for which the same is taken. But how does any such description show when the water is diverted ? In the ordinary case where new water works are being put in, anybody can find out when the water is suffered to

## JOURNAL OF THE HOUSE,

run, or is being pumped. But suppose this case : A corporation has a pipe drawing water from my mill-pond for domestic purposes, say a million gallons per day, for which only they have paid me. They deem it for their interests to sell a quarter of a million gallons more per day, and hoist their outlet gate a few inches and draw it ; how am I to know when that is done ? And under the limitation the time in which I may apply for damages runs against me, and in the end cuts me off from my remedy. What is to be done in that case ?

I take leave to ask the attention of the legislature to these objections to the bill, and that they will reconsider it ; and if the conclusion is arrived at that the purposes of the bill are within their constitutional power, and it is desirable that such a bill should be enacted, that the rights of property-holders may be guarded by other and different provisions in a new bill.

BENJ. F. BUTLER.

Pending the question, " Shall the bill pass notwithstanding the objections of His Excellency the Governor ? " it was, on motion of Mr. Smith of Andover, placed in the orders of the day and postponed for further consideration until to-morrow.

*Report of Committee.*

Methodist Epis-  
copal Church at  
St. Paul's Sta-  
tion in Lowell.

By Mr. Cogswell of Salem, from the committee on the Judiciary, that the Senate Bill to confirm the proceedings of the trustees of the Methodist Episcopal Church at Saint Paul's Station, in Lowell, and to change the name of the same ought to pass. Placed in the orders of the day for to-morrow for a second reading.

*Resolves Passed.*

Resolves  
passed.

**Engrossed resolves :**

Providing for the printing of extra copies of the Thirtieth Annual Report of the Secretary of the Massachusetts Board of Agriculture (which originated in the House) ; and

To provide for the reception and entertainment of distinguished guests (which originated in the Senate) ;

Were severally passed, signed and sent to the Senate.

*Orders of the Day.*

The motion of Mr. Small of Provincetown to reconsider the vote by which the House yesterday passed to be engrossed the Bill to provide for the removal of wrecks and other obstructions from tide waters was further considered and was adopted. Pending the recurring question on the engrossment of the bill, it was, on motion of Mr. Small, laid on the table.

*Orders of the day.*

The Bill relating to the inspection of vinegar was read a third time and considered, and, after debate, was passed to be engrossed, and sent up for concurrence.

The Bill to abate a nuisance at the State Normal School at Bridgewater was read a third time and considered. Mr. Willson of Salem moved to amend by substituting therefor the bill which had been previously moved by him and rejected on the last stage of the bill. The amendment was rejected. Amendments moved by Mr. Sprague of Boston were adopted, and the bill, as amended, was passed to be engrossed and sent up for concurrence.

The Bill to empower the Governor to appoint women who are attorneys-at-law special commissioners to administer oaths and take the acknowledgment of deeds was read a third time and considered. Amendments moved by Messrs. Hopkins of Millbury and Sprague of Boston were adopted, and the bill was passed to be engrossed, in concurrence, as amended, and was sent to the Senate for concurrence in the amendments, including an amendment to the title, which was adopted on further motion of Mr. Sprague, so that it read, "Bill to authorize the Governor to appoint women who are attorneys-at-law special commissioners to administer oaths and to take depositions and the acknowledgment of deeds."

The Resolve in favor of John M. Galvin, for work done on the Hoosac Tunnel, was read a third time and considered, and, after debate, it was passed to be engrossed, in concurrence.

At ten minutes past five o'clock, adjourned.

WEDNESDAY, June 13, 1883.

Met according to adjournment.

Prayer was offered by Rev. Mr. Whitehill, a member of the House.

*Petition Presented.*

South Pocasset  
Cemetery  
Association.

By Mr. Briggs of Sandwich, petition of Ezra C. Howard and others of Sandwich for legislation confirming the doings of the South Pocasset Cemetery Association and granting to said petitioners the property of said association. Referred under the 12th joint rule to the next General Court, the House having refused to suspend the rule as moved by Mr. Briggs.

*Reports of Committees.*

Natick,—  
Wellesley.  
water supply.

Reports of  
committees.

By Mr. Campbell of Boston, from the committee on Water Supply and Drainage, that the Senate Bill (recommended) to authorize the town of Natick to supply the town of Wellesley with water, ought to pass. Placed in the orders of the day for the afternoon, the question being on its engrossment.

By Mr. Cogswell of Salem, from the committee on Prorogation, that the following order should be adopted:

*Ordered*, That all joint committees, except the committee on Public Charitable Institutions, report reference to the next General Court on all matters, on which such a report would be in order, remaining in their hands Tuesday, June 19.

Read and accepted, under a suspension of the rule, and the order was adopted and sent up for concurrence, rule 15 having been suspended on motion of Mr. Cogswell of Salem.

*Bills Enacted.*

Bills enacted.

Engrossed bills :

To authorize the town of Norton to receive and hold certain property in trust; and

Relating to the care and education of neglected children;

(Which severally originated in the House);

Were severally passed to be enacted, signed and sent to the Senate.

*Taken from the Table.*

On motion of Mr. Pattee of Quincy the communication from His Excellency the Governor relative to the Engrossed bills :

Plymouth  
House of Cor-  
rection, —  
Tewksbury  
Almshouse.

To authorize the County Commissioners of Plymouth County to enlarge and remodel the House of Correction at Plymouth ; and

Making appropriations for the salaries and expenses at the State almshouse at Tewksbury ;

Was taken from the table, and was, on his further motion, placed on file.

*Orders of the Day.*

The Bill to amend chapter 49 of the Public Statutes in regard to the payment of damages where persons have separate interests in the property for which damages are claimed was read a third time, amended on motion of Mr. Williams of Foxborough, passed to be engrossed, in concurrence, as amended, and sent up for concurrence in the amendment.

Orders of the  
day.

The Bill to incorporate the Cape Cod Ship Canal Company was read a second time, and, pending the question on ordering to a third reading, was, on motion of Mr. Howland of Plymouth, postponed for consideration until he afternoon.

## Bills :

Authorizing the city of Taunton to construct a way through land held by the trustees of the Taunton Lunatic Hospital ;

To confirm the proceedings of the trustees of the Methodist Episcopal Church at Saint Paul's Station in Lowell, and to change the name of the same ;

Providing for the disposition of unclaimed moneys in the hands of receivers of certain insolvent corporations ; and

To amend the charter of the Home for Aged Females in the city of Worcester in relation to the bond of its treasurer ;

Were severally read a second time and ordered to a third reading.

The Bill to authorize cities, towns, fire districts, water

and aqueduct companies to hold water for sale, and to sell the same to other cities, towns, fire districts and individuals was, on motion of Mr. Sayward of Boston, postponed for consideration until to-morrow morning, pending the question, " Shall the bill pass notwithstanding the objections of His Excellency the Governor? "

Subsequently, the orders of the day having been disposed of, Mr. Cogswell of Salem moved to reconsider the vote whereby the bill was postponed for further consideration until to-morrow morning. Under the rule the motion was placed in the orders of the day for the afternoon.

At a quarter before one o'clock, adjourned.

#### AFTERNOON SESSION.

##### *Reports of Committees.*

Public administrators.

By Mr. Morse of Sharon, from the committee on Probate and Chancery, that the Bill to amend section 18 of chapter 131 of the Public Statutes relating to the payment, by the treasurer of the Commonwealth, of funds received from public administrators, ought to pass in a new draft with the same title. Read and ordered to a second reading.

Worcester sewage.—Blackstone River.

By Mr. Lincoln of Somerville, from the committee on Finance, that if the Bill to prevent the pollution of the Blackstone River by the sewage of the city of Worcester should pass, section 8 should be stricken out. The bill was placed in the orders of the day for Friday for a second reading.

##### *Papers from the Senate.*

###### Reports:

Of the committee on Labor, no legislation necessary, on the Fourteenth Annual Report of the Bureau of Statistics of Labor; and

Bureau of Statistics of Labor.

One hundredth anniversary of the inauguration of President Washington.

Of the committee on Federal Relations, reference to the next General Court, on the message from His Excellency the Governor, transmitting a copy of the joint resolution of the legislature of the State of Tennessee in regard to the commemoration of the one hundredth anniversary of the inauguration of President Washington;

Severally accepted by the Senate, were severally read and accepted, in concurrence, under a suspension of the rule in each case.

The House Bill authorizing the city of Lynn to take an additional water supply, came down from the Senate passed to be engrossed, in concurrence, with certain amendments. On motion of Mr. Parker of Lynn, the rule was suspended and the House non-concurred in the amendments, and the bill was returned to the Senate endorsed accordingly.

A report of the committee of conference on the matters of difference between the two branches on the Bill for the prevention of fires in hotels, boarding and lodging houses, and to provide for fire escapes therein and in certain other buildings, that section two of the bill should be amended by striking out all the words between the word "supplied" in line 11 and "or" in line 13, and inserting in place thereof the words "inside thereof with proper and sufficient means or appliances for escape in case of fire," accepted by the Senate, was read and accepted, in concurrence, under a suspension of the rule.

Notice was received from the Senate of the rejection by that branch of the Senate bills:

To authorize the city of Cambridge to raise money for the purpose of grading and laying out the grounds of the Longfellow Memorial Association (reported upon the petition of the mayor of Cambridge); and

To enable cities and towns to protect the purity of their water supply (reported upon the petition of the mayor of the city of Boston); and of the

House Bill in relation to the foreclosure of mortgages.

A Resolve on the petition of Patty Vose of Framingham, passed to be engrossed by the Senate, was read and referred to the committee on Probate and Chancery.

### *Resolve Passed.*

An engrossed Resolve providing for the printing of one hundred additional copies of volume two of the provincial laws (which originated in the Senate), was passed, signed and sent to the Senate.

### *Orders of the Day.*

The motion to reconsider the vote whereby the Bill to authorize cities, towns, fire districts, water and aqueduct companies to hold water for sale, and to sell the same to

Lynn water supply.

Fires in hotels, etc., — fire escapes.

Longfellow Memorial Association.

Water supply for cities and towns.

Foreclosure of mortgages.

Patty Vose.

Resolve passed.

Orders of the day.

other cities, towns, fire districts and individuals, was postponed for consideration until Thursday morning, pending the question, "Shall the bill pass, notwithstanding the objections of His Excellency the Governor?" was withdrawn on motion by Mr. Cogswell, there being no objection.

The Bill to incorporate the Cape Cod Ship Canal Company was considered. Certain amendments moved by Mr. Howland of Plymouth were rejected, and the bill was ordered to a third reading.

Bills:

Authorizing the city of Taunton to construct a way through land held by the trustees of the Taunton Lunatic Hospital;

Providing for the disposition of unclaimed moneys in the hands of receivers of certain insolvent corporations;

To confirm the proceedings of the trustees of the Methodist Episcopal Church at Saint Paul's Station in Lowell, and to change the name of the same (amended in the title, on motion of Mr. Williams of Foxborough, by striking out the words "the same" and inserting instead the words "said corporation"); and

To amend the charter of the Home for Aged Females in the city of Worcester in relation to the bond of its treasurer (amended in the title, on motion of Mr. Williams of Foxborough, so that it read "Bill relating to the bond of the treasurer of the trustees of the Home for Aged Females in the city of Worcester, and the amount of property which said corporation may hold");

Were severally read a third time, and were passed to be engrossed, in concurrence, and the two bills last named were sent up for concurrence in the amendments.

The Bill to authorize the town of Natick to supply the town of Wellesley with water was further considered, the question being on its engrossment. After debate the bill was rejected.

Subsequently, the orders of the day having been disposed of, Mr. Aldrich of Marlborough moved a reconsideration of the vote whereby the bill was rejected, and the motion was placed in the orders of the day for Friday, under the rule.

*Adjournment.*

Mr. Cogswell of Salem moved that when the House adjourns it be to meet on Friday morning at eleven o'clock. After debate the motion was adopted.

Mr. Fennessey of Boston moved to reconsider the vote. Mr. Glines of Somerville moved that the House adjourn. On this motion the yeas and nays were ordered, and, the roll being called, the motion was adopted by a vote of 113 yeas to 59 nays, as follows :

## YEAS.

Messrs. Adams, Frank W.	Messrs. Freeman, Clarendon A.
Aldrich, Samuel N.	Freeman, Josiah
Allen, Heman L.	Frizzell, William H.
Ambrose, David L.	Glines, Edward
Atherton, Arlon S.	Goodman, Allen W.
Babbitt, Francis S.	Gordon, William, Jr.
Baker, John I.	Gove, Jesse M.
Ball, George H.	Hill, Edwin N.
Barker, Forrest E.	Holbrook, Caleb
Barker, George A.	Holley, Tristram R.
Batchelder, Geo. E.	Hopkins, John
Bates, Butler	Howes, Lewis W.
Bates, Emory L.	Howland, Charles H.
Boardman, Halsey J.	Hubbard, Sabin
Bowker, Horace L.	Hunt, Samuel C.
Briggs, Bradford B.	Jackson, John
Brigham, Andrew C.	Jacobs, Joseph, Jr.
Burr, Charles C.	Joyner, Herbert C.
Butler, Edward P.	Kelley, Joseph J.
Butterfield, Jesse B.	Kilduff, William
Candage, Rufus G. F.	Kimball, D. Frank
Chamberlain, Geo. D.	Kimball, William R.
Chappelle, Julius C.	Knox, Charles H.
Chester, William F.	Lawrence, Omon H.
Clark, Aaron F.	Learnard, George E.
Clark, Elijah C.	Linnell, Solomon, 2d
Cluff, Daniel B.	Martin, Charles B.
Cobb, Francis D.	Mason, James H.
Cogswell, Adams H.	Moriarty, Eugene M.
Cogswell, William	Morrison, Alva S.
Coombs, John P.	Morse, Leonard T.
Cowdrey, George	O'Connell, David F.
Cushing, Louis T.	Parker, Walter O.
Cushman, Solomon F.	Pattee, William G. A.
Davenport, James F.	Peabody, W. Scott
Denham, James R.	Peck, Herbert L.
Eaton, William N.	Pilsbury, Edwin L.
Entwistle, James R.	Potter, Burton W.
Ernst, Geo. A. O.	Putney, Lyman K.
Fernald, Oliver G.	Randall, Charles L.
Fisk, David	Reade, John
Foster, Joshua T.	Reynolds, Enos H.

## JOURNAL OF THE HOUSE,

<b>Messrs.</b> Rice, Samuel I.	<b>Messrs.</b> Stetson, Sprague S.
Richardson, Chas. W.	Sullivan, Dennis A.
Saville, Leonard A.	Sweetser, Albert H.
Sayward, William H.	Switzer, James W.
Shaw, Edward H.	Tyler, Albert
Simpson, Thomas C.	Varnum, Daniel H.
Small, Edward E.	Walker, Aaron G.
Smith, George E.	Webster, Franklin I.
Smith, Joel	Welch, Americus
Snow, Edmund F.	White, Henry J.
Sprague, Henry H.	Whitehill, John
Starbird, Charles D.	Williams, Fred. H.
Stebbins, John B.	Winchester, Fitch A.
Steere, Marquis D. F.	Wright, John H.
Stetson, George F.	

## NAYS.

<b>Messrs.</b> Aiken, John A.	<b>Messrs.</b> Lamb, Abraham J.
Baker, Charles H.	Leonard, Edwin
Bird, Warren A.	Littlefield, George W.
Bixby, Nelson H.	Manning, Patrick H.
Bush, Horace W.	McDonald, Patrick F.
Butler, Thomas C.	McGaragle, Patrick F.
Cheever, John H.	Melden, William R.
Clark, Charles N.	Miller, John D.
Clark, George L.	Morse, Bushrod
Conlin, Christopher P.	Nason, Jesse L.
Courtney, John	Newell, Charles S
Craig, George E.	Nourse, Henry S.
Cronin, Cornelius F.	Parker, John L.
Donahoe, Charles W.	Pedrick, Francis E.
Douglas, William L.	Richardson, David M.
Dunham, Rufus A.	Sexton, Michael
Dwinell, James F.	Shaylor, Pliny M.
Eames, Warren	Staples, Samuel
Fennessey, Geo. G.	Stetson, Alonzo J.
Foley, Patrick E.	Stockbridge, Levi
Foster, William W.	Streeter, Dwight W.
Fuller, Warren D.	Tarone, James
Gaffney, Frank H.	Warfield, Henry L.
Gilmartin, Dennis	Warner, John F.
Gimlich, Jacob	Wells, Daniel W.
Hall, Thomas J.	Wheeler, Charles
Hildreth, Edwin A.	Whitin, Arthur F.
Howes, Erastus	Whitney, William H.
Kellogg, George	Wiggins, Thomas P.
Kniffin, George E.	

Yeas, 113 ; nays, 59.

On this question Mr. Wilkinson of Cambridge who, it was announced, would have voted in the affirmative, was paired with Mr. Lackey of Easton.

At ten minutes before four o'clock, adjourned.

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FRIDAY, June 15, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Papers from the Senate.*

A Resolve providing for repairs and improvements in the State House (reported under authority of section 13 of chapter 5 of the Public Statutes), passed to be engrossed by the Senate, was read and referred, under the rule, to the committee on Finance.

The following order, adopted by the Senate, was laid over until the afternoon, at the request of Mr. Cogswell of Salem: —

*Ordered*, That the committee on Railroads and the committee on Hoosac Tunnel and Troy and Greenfield Railroad be joined for the consideration of that part of the last annual report of the Board of Railroad Commissioners relating to the desirability of providing that railroads in Massachusetts that connect with the Hoosac Tunnel may have the most liberal facilities for connecting with foreign railroads and forming transportation lines beyond the limits of the State, now under consideration by the committee on Railroads, and also for the purpose of considering an order, now before the committee on Hoosac Tunnel and Troy and Greenfield Railroad, relating to the expediency of the sale or transfer of the rights or interests of the Commonwealth in said Hoosac Tunnel and Troy & Greenfield Railroad, and that this special committee so constituted have all the powers of both of said committees.

Notice was received from the Senate of the rejection by that branch of the House Bill relative to the compensation of members of the General Court.

Compensation  
of members of  
the General  
Court.

Hoosac Tunnel  
and Troy &  
Greenfield  
Railroad.

## JOURNAL OF THE HOUSE,

*Orders of the day.*

The motion to reconsider the vote whereby the House, on Wednesday afternoon, rejected the Bill to authorize the town of Natick to supply the town of Wellesley with water, was considered, and after debate, was adopted. Pending the recurring question on its engrossment, on motion of Mr. Smith of Andover the bill was recommitted to the committee on Water Supply and Drainage.

The Bill to authorize cities, towns, fire districts, water and aqueduct companies to hold water for sale, and to sell the same to other cities, towns, fire districts and individuals was, on motion of Mr. Smith of Andover, laid on the table, pending the question, "Shall the bill pass, notwithstanding the objections of His Excellency the Governor?"

The Bill to amend section 18 of chapter 131 of the Public Statutes relating to the payment, by the treasurer of the Commonwealth, of funds received from public administrators, was read a second time and ordered to a third reading.

The Bill to prevent the pollution of the Blackstone River by the sewage of the city of Worcester, was read a second time, and, pending the question on ordering to a third reading, and pending a motion of Mr. Mellen of Worcester, that the bill be referred to the next General Court,

The House, at a quarter before one o'clock, adjourned.

## AFTERNOON SESSION.

*Reports of Committees.**Appropriation bill.*

By Mr. Davenport of Fall River, from the committee on Finance, on an order relative to appropriation bills, a Bill in addition to "An Act making appropriation for expenses authorized the present year and for other purposes." Read and ordered to a second reading.

*Westborough Reform School.*

By Mr. Lincoln of Somerville, from the same committee, that the Senate Bill relating to the State Reform School for Boys at Westborough ought to pass. Placed in the orders of the day for Tuesday for a second reading.

*Papers from the Senate.*

The order relative to requiring all joint committees to report reference to the next General Court on all matters on which such a report would be in order remaining in their hands Tuesday, June 19, came down adopted in concurrence, with an amendment. On motion of Mr. Cogswell of Salem, the House non-concurred in the amendment, and the order was returned to the Senate endorsed accordingly.

Reports of joint committees.

*Hour of Meeting.*

On motion of Mr. Reade of Boston,—

*Voted*, That when the House adjourns to-day, it be to meet on Tuesday, June 10, at eleven o'clock A.M.

Hour of meeting.

Subsequently Mr. Hill of Haverhill moved to reconsider this vote, and the motion to reconsider was rejected, by a vote of 48 to 70.

*Order.*

The Senate order relative to providing that the committee on Railroads and the committee on the Hoosac Tunnel and Troy & Greenfield Railroad be joined, for the purpose of considering matters of legislation concerning the Hoosac Tunnel, laid over from this morning, was considered, and, after debate, was rejected, and notice thereof was sent to the Senate.

Hoosac Tunnel and Troy &amp; Greenfield Railroad.

*Taken from the Table.*

On motion of Mr. Small of Provincetown, the Bill to provide for the removal of wrecks and other obstructions from tide waters was taken from the table, and, pending the question on its engrossment, was postponed for further consideration until Tuesday morning, to be placed first in the orders of the day for that day.

Removal of wrecks.

*Orders of the Day.*

The Bill to prevent the pollution of the Blackstone River by the sewage of the city of Worcester was further considered, the question being on ordering to a third reading. Pending this question, and pending an amendment moved by Mr. Davenport of Fall River, and the motion of Mr. Mellen of Worcester that the bill be referred to the next General Court, the House,

Orders of the day.

At half-past four o'clock, adjourned.

TUESDAY, June 19, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain..

*Order.*

The following order, offered by Mr. Smith of Andover, was referred, under the 12th joint rule, to the next General Court, the House having refused to suspend the rule : —

Sale of water by  
cities, towns,  
etc.

*Ordered*, That the committee on Water Supply and Drainage consider the expediency of legislation authorizing cities, towns, water and aqueduct companies and fire districts, to hold water for sale, and sell the same.

*Reports of Committees.*

Natick, —  
Wellesley water  
supply.

By Mr. Bird of Natick, from the committee on Water Supply and Drainage, that the Bill (recommitted) to authorize the town of Natick to supply the town of Wellesley with water ought to pass, with amendments. Placed in the orders of the day for the afternoon, the question being on the engrossment of the bill.

Patty Vose.

By Mr. Hopkins of Millbury, from the committee on Probate and Chancery, that the Resolve on the petition of Patty Vose of Framingham ought to pass in a new draft, with the title, "Resolve granting to Patty Vose certain lands in Framingham."

State tax.

By Mr. Davenport of Fall River, from the committee on Finance, on all the matters referred to the committee relating to the finances of the Commonwealth, a Bill to apportion and assess a state tax of two million dollars.

State House.

Severally read and ordered to a second reading.

By Mr. Belden of Williamstown, from the committee on Finance, that the Resolve providing for repairs and improvements in the State House ought to pass. Placed in the orders of the day for the afternoon for a second reading.

*Papers from the Senate.*

"Blue Book."

The House Resolve providing for printing extra copies of the "Blue Book" for the year eighteen hundred and eighty-three came down from the Senate passed to be en-

grossed, in concurrence, with an amendment, in which the House concurred under a suspension of the rule.

The order relative to all joint committees, except the committee on Public Charitable Institutions, reporting reference to the next General Court on all matters, on which such a report would be in order remaining in their hands, Tuesday, June 19, came down from the Senate with the endorsement that the Senate insisted on its amendment. A motion of Mr. Glines of Somerville that the House recede from its non-concurrence was rejected. A motion of Mr. Bowker of Boston that the House ask for a committee of conference was also rejected. The House insisted on its non-concurrence, and the order was returned to the Senate endorsed accordingly.

Reports of joint committees.

Notice was received from the Senate of the rejection by that branch of the

Water supply in cities and towns.

Senate Bill to enable cities and towns to protect the purity of their water supply (reported upon the petition of the mayor of Boston); and the

Directors of corporations.

Bill concerning the election of directors of corporations, reported by the Senate committee on the Judiciary, on an order in relation to the subject, and referred to the joint committee on the Judiciary.

#### *Resolve Passed.*

An engrossed Resolve in favor of John M. Galvin for work done on the Hoosac Tunnel (which originated in the Senate) was passed, signed and sent to the Senate.

Resolve passed.

#### *Orders of the Day.*

The Bill to prevent the pollution of the Blackstone River by the sewage of the city of Worcester was further considered, the question being on ordering to a third reading. Pending this question, and pending the amendment moved by Mr. Davenport of Fall River, and the motion of Mr. Mellen of Worcester that the bill be referred to the next General Court, the House,

Orders of the day.

At a quarter before one o'clock, adjourned.

## AFTERNOON SESSION.

*Report of Committee.*

**Health, Lunacy  
and Charity.**

By Mr. Learnard of Boston, from the committee on Public Charitable Institutions, no further legislation necessary, on the report of the Board of Health, Lunacy and Charity. Read and accepted, under a suspension of the rule, and sent up for concurrence.

*Laid on the Table.*

**Sale of water by  
cities, towns,  
etc.**

Mr. Smith of Andover moved to reconsider the vote by which the House yesterday refused to suspend the 12th joint rule on the order relative to authorizing cities, towns, water and aqueduct companies and fire districts to hold water for sale and sell the same.

The motion was laid on the table on motion of Mr. Parker of Lynn.

*Bills Enacted.*

**Bills enacted.**

**Engrossed bills :**

To authorize the Governor to appoint women who are attorneys-at-law special commissioners to administer oaths and to take depositions and the acknowledgment of deeds ;

Relating to the bond of the treasurer of the trustees of the Home for Aged Females in the city of Worcester and the amount of property which said corporation may hold ;

(Which severally originated in the House) ;

Authorizing the city of Taunton to construct a way through land held by the trustees of the Taunton Lunatic Hospital ;

To confirm the proceedings of "the trustees of the Methodist Episcopal Church at Saint Paul's Station in Lowell" and to change the name of said corporation ;

To amend chapter 49 of the Public Statutes in regard to the payment of damages where persons have separate interests in the property for which damages are claimed ;

(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed and sent to the Senate.

*Taken from the Table.*

On motion of Mr. Smith of Andover, the Bill to authorize cities, towns, fire districts, water and aqueduct companies to hold water for sale, and to sell the same to other cities, towns, fire districts and individuals was taken from the table. On the question, "Shall the bill pass notwithstanding the objections of His Excellency the Governor?" the yeas and nays were called and the bill failed to pass by a vote of 56 yeas to 114 nays, two-thirds of the members present and voting not having agreed to pass the same. The vote was as follows:—

Sale of water by  
cities, towns,  
etc.

## YEAS.

<b>Messrs.</b> Ambrose, David L.	<b>Messrs.</b> Kellogg, George
Babbitt, Francis S.	Kimball, William R.
Ball, George H.	Kingsley, Chester W.
Batchelder, Geo. E.	Lackey, George A.
Bixby, Nelson H.	Learnard, George E.
Briggs, Bradford B.	Leighton, John W.
Bugbee, Benajah U.	Linnell, Solomon, 2d
Butler, Daniel	Mason, James H.
Butler, Edward P.	Melden, William R.
Butterfield, Jesse B.	Morse, Leonard T.
Campbell, Benjamin F.	Newell, Charles S.
Candage, Rufus G. F.	Parker, John L.
Chamberlain, Geo. D.	Perry, Isaac F. B.
Chappelle, Julius C.	Pilsbury, Edwin L.
Cluff, Daniel B.	Putney, Lyman K.
Cogswell, Adams H.	Rice, Samuel I.
Coombs, John P.	Robinson, Orlando G.
Davenport, James F.	Saville, Leonard A.
Dunham, Rufus A.	Searell, William A.
Eames, Warren	Shaylor, Pliny M.
Fisk, David	Simpson, Thomas C.
Foster, Joshua T.	Small, Edward E.
Freeman, Clarendon A.	Smith, George E.
Gove, Jesse M.	Starbird, Charles D.
Holbrook, Caleb	Sweetser, Albert H.
Howland, Charles W.	Wheeler, Charles
Hubbard, Sabin	Whitehill, John
Huntoon, George L.	Wiggins, Thomas P.

## NAYS.

<b>Messrs.</b> Adams, Frank W.	<b>Messrs.</b> Allen, Heman L.
Aiken, John A.	Atherton, Arlon S.
Aldrich, Samuel N.	Baker, John I.

## JOURNAL OF THE HOUSE,

<b>Messrs.</b>	Barker, Forrest E. Barker, George A. Barnard, Charles T. Bates, Butler Bates, Emory L. Beach, Theodore D. Belden, Charles D. Bird, Warren A. Boardman, Halsey J. Bowker, Horace L. Brigham, Andrew C. Browne, Andrew J. Bush, Horace W. Carr, Alonzo A. Clark, Aaron F. Clark, Charles N. Clark, Wilder P. Cobb, Francis D. Cogswell, William Conlin, Christopher P. Costello, Michael W. Craig, George E. Cronin, Cornelius F. Denham, James R. Dolan, Daniel F. Dolan, Michael J. Donahoe, Charles W. Douglas, William L. Dwinell, James F. Eastman, Edmund T. Eaton, William N. Entwistle, James R. Fennessey, Jer. G. Fernald, Oliver G. Fisher, Henry G. B. Foley, Patrick E. Foster, William W. Fuller, Warren D. Gaffney, Frank H. Gifford, John W. Gilmartin, Dennis Goodman, Allen W. Gordon, William, Jr. Hall, Thomas J. Harrub, Fred. M. Hill, Edwin N. Holley, Tristram R. Hopkins, John Howes, Erastus Howland, Charles H.	<b>Messrs.</b>	Hunt, Samuel C. Jackson, John Jefts, Luman T. Kelley, Joseph J. Kilduff, William Kniffin, George E. Lawrence, Omon H. Littlefield, George W. Mackintosh, Charles A. Martin, Charles B. Martin, Henry B. McDonald, Patrick F. Mellen, James H. Miller, John D. Moriarty, Eugene M. Morrison, Alva S. Morse, Bushrod Nason, Jesse L. O'Connell, David F. Olmsted, John Parker, Walter O. Peabody, W. Scott Peck, Herbert L. Pedrick, Francis E. Potter, Burton W. Randall, Charles L. Reed, Charles M. Reynolds, Enos H. Richardson, Chas. W. Richardson, David M. Sayward, William H. Sexton, Michael Shaw, Edward H. Smith, Charles Smith, Joel Sprague, Henry H. Staples, Samuel Stebbins, John B. Steere, Marquis D. F. Stetson, Alonzo J. Stetson, George F. Stetson, Sprague S. Sullivan, Dennis A. Tarone, James Tyler, Albert Warfield, Henry L. Warner, John F. Welch, Americus Wells, Daniel W. Weston, Thomas, Jr.
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<b>Messrs. Whitin, Arthur F.</b>	<b>Messrs. Williams, Fred. H.</b>
Whitney, William H.	Willson, Edmund B.
Wildes, Ansel F.	Winchester, Fitch A.
Wilkinson, John W.	Wright, John H.

Yea<sup>s</sup>, 56; nay<sup>s</sup>, 114.

On this question Mr. Switzer of Lynn, who, it was announced, would have voted in the affirmative, was paired with Mr. Webster of Montague.

*Orders of the Day.*

The Bill relating to the State Reform School for Boys Orders of the day.  
at Westborough; and the

Resolve granting to Patty Vose certain lands in Framingham;

Were severally read a second time and ordered to a third reading.

The Bill to authorize the town of Natick to supply the town of Wellesley with water was further considered, amended as recommended by the committee on Water Supply and Drainage, passed to be engrossed, in concurrence as amended, and sent up for concurrence in the amendments.

The Bill to prevent the pollution of the Blackstone River by the sewage of the city of Worcester was further considered, the question being on ordering to a third reading. After debate the previous question was ordered on motion of Mr. Ernst of Boston. The pending amendment moved by Mr. Davenport of Fall River was rejected, and the bill was refused a third reading by a vote of 41 66. Notice of the rejection of the bill was sent to the Senate.

At twenty minutes before five o'clock, adjourned.

WEDNESDAY, June 20, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Petition Presented.*

Pine Grove  
Cemetery  
Association.

By Mr. Goodman of Dana, petition of the Pine Grove Cemetery Association for an act of incorporation, and for authority to take additional land for cemetery purposes. Referred to the next General Court, the House having refused to suspend the 12th joint rule.

*Report of Committee.*

Right of widow  
in cemetery lot  
of deceased  
husband.

By Mr. Hopkins of Millbury, from the committee on Probate and Chancery, on the House Bill giving to the widow of a deceased proprietor of a cemetery lot the right of interment in such lot, with the Senate amendments thereto, that the House should concur with the Senate in its amendment at "B," and in the amendment at "A," in section one, with an amendment. Read and accepted, under a suspension of the rule, and the bill was returned to the Senate, endorsed accordingly.

*Papers from the Senate.*

Walter Shanly.

A Resolve in favor of Walter Shanly, reported on a petition, and passed to be engrossed by the Senate, was read and ordered to a second reading, under a suspension of rule 42.

Lowell Young  
Men's Christian  
Association.

A Bill to authorize the Lowell Young Men's Christian Association to hold additional real and personal estate, introduced on leave in the Senate, came down with the endorsement, referred to the committee on Parishes and Religious Societies under a suspension of the 11th and 12th joint rules. The House refused to suspend the 12th joint rule, and the bill was referred to the next General Court.

*Motion to Reconsider.*

Worcester  
sewage, —  
Blackstone  
River.

Mr. Hopkins of Millbury moved to reconsider the vote by which the House yesterday afternoon rejected the Bill to prevent the pollution of the Blackstone River by the sewage of the city of Worcester. The motion was lost.

*Orders of the Day.*

The Bill to incorporate the Cape Cod Ship Canal Company was read a third time, amended on motions of Mr. Williams of Foxborough, passed to be engrossed, in concurrence, as amended, and sent up for concurrence in the amendments. Orders of the day.

The Bill to amend section 18 of chapter 131 of the Public Statutes relating to the payment, by the treasurer of the Commonwealth, of funds received from public administrators, was read a third time, amended by substituting therefor a "Bill relative to the payment by the treasurer of the Commonwealth of funds received from public administrators," as recommended by the committee on Bills in the Third Reading, and was passed to be engrossed and sent up for concurrence.

The Bill to provide for the removal of wrecks and other obstructions from tide waters was further considered, the question being on its engrossment. Amendments moved by Mr. Candage of Brookline were adopted, and, after debate, the bill, as amended, was passed to be engrossed, in concurrence, and sent up for concurrence in the amendments.

The Bill in addition to "An Act making appropriations for expenses authorized the present year and for other purposes;" and the

Resolve providing for repairs and improvements in the State House;

Were severally read a second time and ordered to a third reading.

The Bill to apportion and assess a State tax of two million dollars was read a second time, and was, on motion of Mr. Baker of Beverly, postponed for further consideration until the afternoon, pending the question on ordering to a third reading.

The Bill relating to the State Reform School for Boys at Westborough was read a third time, and, pending the question on its engrossment, the House,

At a quarter before one o'clock, adjourned.

## AFTERNOON SESSION.

*Report of Committee.*

Pollution of  
fresh water  
streams.

By Mr. Campbell of Boston, from the committee on Water Supply and Drainage, on an order, a Bill to prevent the pollution of natural fresh water streams. (Messrs. Smith of Andover and Bird of Natick dissenting). Read and ordered to a second reading.

Compensation  
of members of  
the General  
Court.

By Mr. Cogswell of Salem, a Bill fixing the compensation of members of the General Court. On motion of Mr. Cogswell, the 12th joint rule was suspended by a vote of 106 to 22, and the bill was read and sent to the Senate for concurrence in the suspension of the rule.

Food and drugs.

A Bill to amend "An Act relating to the adulteration of food and drugs" (reported on an order relative to the adulteration of milk), passed to be engrossed by the Senate, was read and ordered to a second reading.

State Normal  
School at  
Bridgewater.

The House Bill to abate a nuisance at the State Normal School at Bridgewater came down from the Senate passed to be engrossed, in concurrence, with certain amendments. Under a suspension of the rule, moved by Mr. Reed of Bridgewater, the House concurred with the Senate in the amendments, with an amendment, inserting the words "E. Harrison Keith" before the words inserted by the Senate in its amendment at "A," and the bill was returned to the Senate endorsed accordingly.

Pine Grove  
Cemetery  
Association.

Mr. Goodman of Dana moved to reconsider the vote whereby the House this morning refused to suspend the 12th joint rule on the petition of the Pine Grove Cemetery Association for an act of incorporation and for authority to take additional land for cemetery purposes. The motion prevailed, the 12th joint rule was suspended, on further motion of Mr. Goodman, and the petition was sent up for concurrence in the suspension of the rule.

Lowell Young  
Men's Christian  
Association.

Mr. Varnum of Lowell moved to reconsider the vote whereby the House this morning refused to concur with

the Senate in the suspension of the 12th joint rule on the Bill (introduced on leave in the Senate) to authorize the Lowell Young Men's Christian Association to hold additional real and personal estate. The motion prevailed. On further motion of Mr. Varnum, the 12th joint rule was suspended by a vote of 118 to 11, and the bill was read and referred, in concurrence, to the committee on Parishes and Religious Societies.

Mr. Briggs of Sandwich asked unanimous consent for a reconsideration of the vote by which the House, this morning, refused to suspend the 12th joint rule on the petition of Ezra C. Howard and others of Sandwich for legislation confirming the doings of the South Pocasset Cemetery Association, and granting to said association the control of the old burial-ground in said town. Objection was made.

South Pocasset  
Cemetery  
Association.

#### *Bills Enacted.*

Engrossed bills :

To establish the city of Northampton ;

Bills enacted.

Providing for the disposition of unclaimed moneys in the hands of receivers of certain insolvent corporations ; and

Relating to the inspection of vinegar ;

(Which severally originated in the House) ; and

To secure better provisions for escape from hotels and certain other buildings in case of fire (which originated in the Senate) ;

Were severally passed to be enacted, signed and sent to the Senate.

#### *Taken from the Table.*

On motion of Mr. Smith of Andover, the motion to reconsider the vote by which the House refused to suspend the 12th joint rule on the order relative to authorizing cities, towns, water and aqueduct companies and fire districts, to hold water for sale and sell the same, was taken from the table and was adopted. On further motion of Mr. Smith, the 12th joint rule was suspended, and the order was adopted and sent up for concurrence.

Sale of water by  
cities, towns,  
etc.

#### *Orders of the Day.*

The Bill relating to the State Reform School for Boys at Westborough was further considered, the question

Orders of the  
day.

being on its engrossment. After debate, Mr. Davenport of Fall River moved that the bill be referred to the joint special committee to be appointed under an order reported by the committee on Public Charitable Institutions adopted by the House June 11, 1883. The motion was carried, and the bill was sent up for concurrence in the reference.

The Bill in addition to "An Act making appropriations for expenses authorized the present year and for other purposes;" and

Resolves:

Granting to Patty Vose certain lands in Framingham; and

Providing for repairs and improvements in the State House;

Were severally read a third time, passed to be engrossed and sent up for concurrence.

The Resolve in favor of Walter Shanly was read a second time and ordered to a third reading by a vote of 57 to 46.

The Bill to apportion and assess a State tax of two million dollars was further considered, the question being on ordering to a third reading. Mr. Baker of Beverly moved that the bill be recommitted, with instructions that the committee report a bill levying a tax of one million five hundred thousand dollars. After debate, the previous question was ordered, on motion of Mr. Nason of Boston, and the bill was ordered to a third reading. Under a suspension of the rule moved by Mr. Cogswell of Salem, the bill was read a third time. The same gentleman moved to suspend the rule requiring its reference to the committee on Bills in the Third Reading, to which objection was made. Subsequently the orders of the day having been disposed of, on further motion of Mr. Cogswell, the bill was further considered, and was passed to be engrossed and sent at once to the Senate for concurrence, rule 15 having been suspended on further motion of the same gentleman.

At half-past four o'clock, adjourned.

## THURSDAY, June 21, 1883.

Met according to adjournment.-

Prayer was offered by Rev. Mr. Willson of Salem, a member of the House.

*Papers from the Senate.*

## Reports :

Of the committee on Expenditures, no legislation necessary, on the report of the auditor of accounts of the Commonwealth ; and

Auditor's report.

Of the committee on Cities, no further legislation necessary, on the order relative to amending the building laws of the city of Boston ;

Boston building laws.

Severally accepted by the Senate, were severally read and accepted, in concurrence, under a suspension of the rule.

A Bill abolishing the office of treasurer and steward of the reformatory prison for women (reported in part on an order), passed to be engrossed by the Senate, was read and ordered to a second reading.

Reformatory Prison for women.

Notice was received from the Senate of the rejection by that branch of the

## House bills :

Relative to the partition of lands ; and

Partition of lands.

Giving an additional remedy to the creditors of a deceased person ; and the

Creditors of deceased persons.

Senate Resolution on the petition of Harriette E. Shattuck, reported by the committee on Woman Suffrage.

Woman suffrage.

*Bill Enacted and Resolve Passed.*

An engrossed Bill authorizing the city of Lynn to take an additional water supply (which originated in the House), was passed to be enacted, signed and sent to the Senate.

Bill enacted, — resolve passed.

An engrossed Resolve providing for printing extra copies of the Blue Book for the year eighteen hundred and eighty-three (which originated in the House), was passed, signed and sent to the Senate.

*Orders of the Day.*

*Orders of the day.*

The Bill to prevent the pollution of natural fresh-water streams was read a second time, and considered. On motion of Mr. Aldrich of Marlborough the House voted that debate be closed at twelve o'clock, unless a vote should be sooner reached, and that speeches be limited to ten minutes each. After debate the bill was refused a third reading, and notice of its rejection was sent to the Senate.

The Bill to amend "An Act relating to the adulteration of food and drugs," was read a second time, amended on motion of Mr. Stockbridge of Amherst, by striking out all after the enacting clause and inserting in the place thereof the provisions of the bill printed as Senate, No. 263, and was ordered to a third reading.

The Resolve in favor of Walter Shanly was read a third time and considered. Pending the question on its engrossment, the House,

At a quarter before one o'clock, adjourned.

## AFTERNOON SESSION.

*Orders of the Day.*

The Resolve in favor of Walter Shanly was further considered, the question being on engrossment. On motion of Mr. Aldrich of Marlborough it was voted that debate be closed at half-past three o'clock unless a vote should be sooner reached. Mr. Morse of Sharon moved to amend the resolve by striking out the words "seventy-nine thousand four hundred ninety-five dollars and sixty-two cents," and inserting instead the words "forty-five thousand dollars." On this question the yeas and nays were ordered at the request of Mr. Bowker of Boston. The question was first put on the larger sum, and the roll being called, the amendment moved by Mr. Morse was rejected by a vote of 89 yeas to 60 nays, as follows:

## YEAS.

Messrs. Adams, Frank W.  
Aldrich, Samuel N.  
Ambrose, David L.  
Atherton, Arlon S.  
Ball, George H.

Messrs. Bates, Butler  
Boardman, Halsey J.  
Brigham, Andrew C.  
Browne, Andrew J.  
Butterfield, Jesse B.

<b>Messrs.</b>	<b>Campbell, Benjamin F.</b>	<b>Messrs.</b>	<b>Lackey, George A.</b>
	Candage, Rufus G. F.		Lamb, Abraham J.
	Chester, William F.		Mackintosh, Chas. A.
	Cluff, Daniel B.		Maguire, John G.
	Cogswell, Adams H.		Manning, Patrick H.
	Conlin, Christopher P.		Martin, Charles B.
	Coombs, John P.		McDonald, Patrick F.
	Costello, Michael W.		McGaragle, Patrick F.
	Courtney, John		Melden, William R.
	Craig, George E.		Olmsted, John
	Cronin, Cornelius F.		Parker, John L.
	Cushing, Louis T.		Pattee, William G. A.
	Davis, Samuel M.		Pedrick, Francis E.
	Doherty, John		Pilsbury, Edwin L.
	Dolan, Daniel F.		Randall, Charles L.
	Dolan, Michael J.		Reade, John
	Donahoe, Charles W.		Richardson, David M.
	Eaton, William N.		Sargent, Wingate P.
	Fennessey, Jer. G.		Sayward, William H.
	Fernald, Oliver G.		Sexton, Michael
	Fisher, Henry G. B.		Shaw, Edward H.
	Foley, Patrick E.		Simpson, Thomas C.
	Foster, William W.		Small, Edward E.
	Freeman, Josiah		Smith, George E.
	Frizzell, William H.		Smith, Joel
	Fuller, Warren D.		Steere, Marquis D. F.
	Gilmartin, Dennis		Stetson, Alonzo J.
	Gimlich, Jacob		Stetson, George F.
	Glines, Edward		Stetson, Sprague S.
	Gordon, William, Jr.		Sullivan, Dennis A.
	Gove, Jesse M.		Switzer, James W.
	Harrub, Fred. M.		Tarone, James
	Hayes, John E.		Tyler, Albert
	Holbrook, Caleb		Varnum, Daniel H.
	Hopkins, John		Weston, Thomas, Jr.
	Howland, Charles H.		Williams, John S.
	Howland, Charles W.		Willson, Edmund B.
	Hubbard, Sabin		Winchester, Fitch A.
	Hunt, Samuel C.		Wright, John H.
	Hutchinson, Chas. C.		

**NAYS.**

<b>Messrs.</b>	<b>Aiken, John A.</b>	<b>Messrs.</b>	<b>Briggs, Bradford B.</b>
	Babbitt, Francis S.		Bugbee, Benajah U.
	Baker, John I.		Burr, Charles C.
	Barker, Forrest E.		Bush, Horace W.
	Barker, George A.		Chappelle, Julius C.
	Barnard, Charles T.		Cheever, John H.
	Bates, Emory L.		Clark, Aaron F.
	Beach, Theodore D.		Cobb, Francis D.

## JOURNAL OF THE HOUSE,

Messrs.	Copeland, William A.	Messrs.	Morse, Bushrod
	Cowdrey, George		Peabody, W. Scott
	Cushman, Solomon F.		Reynolds, Enos H.
	Davenport, James F.		Robinson, Orlando G.
	Denham, James R.		Saville, Leonard A.
	Douglas, William L.		Sprague, Henry H.
	Dwinell, James F.		Staples, Samuel
	Ernst, George A. O.		Starbird, Charles D.
	Foster, Joshua T.		Stebbins, John B.
	Gaffney, Frank H.		Stockbridge, Levi
	Hall, Thomas J.		Tilly, John
	Higginbottom, Allen		Walker, Aaron G.
	Holley, Tristram R.		Warner, John F.
	Howes, Erastus		Webster, Franklin I.
	Howes, Lewis W.		Wells, Daniel W.
	Jacobs, Joseph, Jr.		Wheeler, Charles
	Joyner, Herbert C.		White, Henry J.
	Kingsley, Chester W.		Whitin, Arthur F.
	Leonard, Edwin		Whiting, Albert T.
	Leonard, Job M.		Wildes, Ansel F.
	Linnell, Solomon, 2d		Williams, Fred. H.
	Morrison, Alva S.		Wolcott, Roger.

Yeas, 89; nays, 60.

On this question Messrs. Bird of Natick, Lord of Templeton, Eastman of Boston, Searell of New Bedford, Kilduff of Boston, Kimball of Boxford, O'Connell of Worcester, Wilkinson of Cambridge, Sweetser of Saugus, McLaughlin of Boston, Butler of Belmont, Huntoon of Lowell, Kimball of Chelsea, Kelley of Cambridge, Cable of Hyde Park, Learnard of Boston, E. P. Butler of Boston and Smith of Andover, who it was announced would have voted in the affirmative, were paired respectively with Messrs. Chamberlain of Cambridge, Richardson of Salem, Nason of Boston, Gifford of Westport, Snow of Boston, Fisk of Dennis, Moriarty of Worcester, Bowker of Boston, Bixby of Adams, Welch of Blackstone, Newell of Longmeadow, Jackson of Salem, Perry of Rochester, Jefts of Hudson, Whitehill of Attleborough, Cogswell of Salem, Clark of Northampton and Miller of Colrain.

On the main question the yeas and nays were ordered at the request of Mr. Davenport of Fall River, and the roll being called, the resolve was passed to be engrossed, in concurrence, by a vote of 73 yeas to 48 nays, as follows: —

## YEAS.

Messrs. Adams, Frank W.	Messrs. Hunt, Samuel C.
Aldrich, Samuel N.	Hutchinson, Chas. C.
Ambrose, David L.	Lackey, George A.
Boardman, Halsey J.	Lamb, Abraham J.
Butterfield, Jesse B.	Mackintosh, Charles A.
Campbell, Benj. F.	Maguire, John G.
Candage, Rufus G. F.	Manning, Patrick H.
Chester, William F.	Martin, Charles B.
Cogswell, Adams H.	McDonald, Patrick F.
Coulin, Christopher P.	McGaragle, Patrick F.
Coombs, John P.	Melden, William R.
Costello, Michael W.	Olmsted, John
Courtney, John	Parker, John L.
Craig, George E.	Pattee, William G. A.
Cronin, Cornelius F.	Pedrick, Francis E.
Cushing, Louis T.	Pilsbury, Edwin L.
Davis, Samuel M.	Randall, Charles L.
Doherty, John	Reade, John
Dolan, Daniel F.	Sargent, Wingate P.
Dolan, Michael J.	Sexton, Michael
Donahoe, Charles W.	Small, Edward E.
Eaton, William N.	Smith, George E.
Fennessey, Jer. G.	Smith, Joel
Fernald, Oliver G.	Steere, Marquis D. F.
Fisher, H. G. B.	Stetson, Alonzo J.
Foley, Patrick E.	Stetson, George F.
Foster, William W.	Stetson, Sprague S.
Freeman, Josiah	Sullivan, Dennis A.
Frizzell, William H.	Sweetser, Albert H.
Fuller, Warren D.	Switzer, James W.
Gilmartin, Dennis	Tarone, James
Gordon, William, Jr.	Varnum, Daniel H.
Harrub, Fred. M.	Weston, Thomas, Jr.
Hayes, John E.	Willson, Edmund B.
Holbrook, Caleb	Winchester, Fitch A.
Howland, Charles H.	Wright, John H.
Howland, Charles W.	

## NAYS.

Messrs. Aiken, John A.	Messrs. Bixby, Nelson H.
Babbitt, Francis S.	Burr, Charles C.
Baker, John I.	Bush, Horace W.
Ball, George H.	Chapelle, Julius C.
Barker, George A.	Cheever, John H.
Barnard, Charles T.	Clark, Aaron F.
Bates, Emory L.	Cobb, Francis D.

## JOURNAL OF THE HOUSE,

Messrs. Copeland, Wm. A.	Messrs. Linnell, Solomon, 2d
Cowdrey, George	Morrison, Alva S.
Cushman, Solomon F.	Morse, Bushrod
Davenport, James F.	Peabody, W. Scott
Denham, James R.	Reynolds, Enos H.
Ernst, George A. O.	Robinson, Orlando G.
Foster, Joshua T.	Saville, Leonard A.
Gimlich, Jacob	Sprague, Henry H.
Higginbottom, Allen	Staples, Samuel
Holley, Tristram R.	Stebbins, John B.
Howes, Erastus	Walker, Aaron G.
Howes, Lewis W.	Warner, John F.
Hubbard, Sabin	Wells, Daniel W.
Jacobs, Joseph, Jr.	Wheeler, Charles
Joyer, Herbert C.	White, Henry J.
Kingsley, Chester W.	Whiting, Albert T.
Leonard, Job M.	Wildes, Ansel F.

Yea, 73; nays, 48.

On this question, Messrs. Learnard of Boston, Cluff of Haverhill, E. P. Butler of Boston, Cable of Hyde Park, Smith of Andover, Kimball of Chelsea, Huntoon of Lowell, Sayward of Boston, O'Connell of Worcester, Butler of Belmont, Simpson of Newburyport, Atherton of Wakefield, Williams of Waltham, Dunham of Fairhaven, Martin of Milton, Shaw of Rockport, McLaughlin of Boston, Kimball of Boxford, Hopkins of Millbury, Brigham of South Abington, Eastman of Boston, Browne of Boston, Searell of New Bedford, Kilduff of Boston, Bird of Natick, Tyler of Oxford, Wilkinson of Cambridge, Glines of Somerville, O'Brien of Boston, Kelley of Cambridge and Gove of Boston, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Cogswell of Salem, Beach of Springfield, Clark of Northampton, Whitehill of Attleborough, Miller of Colrain, Perry of Rochester, Jackson of Salem, Wolcott of Boston, Moriarty of Worcester, Newell of Longmeadow, Barker of Worcester, Leonard of Somerset, Clark of Winchendon, Stockbridge of Amherst, Hall of Upton, Gaffney of Gloucester, Welch of Blackstone, Fisk of Dennis, Webster of Montague, Whitin of Northbridge, Nason of Boston, Tilly of Granby, Gifford of Westport, Snow of Boston, Chamberlain of Cambridge, Bugbee of Southbridge, Bowker of Boston, Dwinell of Winchester, Starbird of Lowell, Jefts of Hudson and Williams of Foxborough.

The Bill abolishing the office of treasurer and steward of the Reformatory Prison for Women was read a second time and considered. Pending the question on ordering to a third reading, and pending a motion of Mr. Stockbridge of Amherst, that the bill be referred to the joint special committee to be appointed under an order reported by the committee on Public Charitable Institutions, adopted by the House June 11, 1883, a count of the House was had, and it appearing that only eighty-three members were present, the House,

At twenty minutes before five o'clock, adjourned.

**FRIDAY, June 22, 1883.**

Met according to adjournment.

Prayer was offered by the Chaplain.

*Introduced on Leave.*

By Mr. Hutchinson of Chelsea, a Resolve in addition to the "Resolve for the encouragement of the American Exhibition of Foreign Productions Arts and Manufactures." On motion of Mr. Hutchinson the 12th joint rule was suspended, and the resolve was read and sent up for concurrence in the suspension of the rule.

American Exhibition of Foreign Productions, Arts and Manufactures.

*Reports of Committees.*

By Mr. Davenport of Fall River, from the committee on Finance, asking to be discharged from further consideration of the Bill to establish a reformatory for male prisoners, and recommending its reference to the joint special committee to be appointed under an order reported by the committee on Public Charitable Institutions, adopted by the House, June 11, 1883. Read and accepted; and the bill was sent up for concurrence in the reference.

Reformatory for male prisoners.

By Mr. Cogswell of Salem, from the committee on Prorogation, recommending the adoption of the following order: —

*Ordered*, That a committee of eight on the part of the House, with such as the Senate may join, be appointed to wait upon His Excellency the Governor and request him,

Committee on Prorogation.

## JOURNAL OF THE HOUSE,

with the advice and consent of the council, to prorogue the Legislature from June 26th inst. to Monday, Aug. 27, 1883.

Read, accepted under a suspension of the rule, and the order was adopted and sent up for concurrence.

*Papers from the Senate.*

**State Normal School at Bridgewater.**

The House Bill to abate a nuisance at the State Normal School at Bridgewater, came down with the endorsement that the Senate non-concurred in the House amendment.

On motion of Mr. Bowker of Boston, the House insisted on its amendment and asked for a committee of conference, and Messrs. Bowker of Boston, Reed of Bridgewater and Carr of Ashby, were appointed the committee on the part of the House. Sent up for concurrence.

**Sale of water by towns, etc.**

Notice was received from the Senate that the House order relative to authorizing cities, towns, water and aqueduct companies and fire districts, to hold water for sale and to sell the same; and the

**Pine Grove Cemetery Association.**

House petition of the Pine Grove Cemetery Association; Had been severally referred by that branch to the next General Court under the 12th joint rule.

**Rule 15 suspended.**

*House Rule No. 15 Suspended.*

On motion of Mr. Cogswell, of Salem,—

Voted, That House rule, No. 15, which requires the Clerk to retain bills and other papers in reference to which any member has a right to move a reconsideration until the right of reconsideration has expired, be suspended during the remainder of the session.

**Hour of meeting.**

*Hour of Meeting.*

On motion of Mr. Cogswell, of Salem,—

Voted, That when the House adjourns this morning, it be to meet on Monday next, at 2 o'clock P. M.

**Orders of the day.**

*Orders of the Day.*

The Bill to amend "An Act relating to the adulteration of food and drugs" was read a third time and considered. Mr. Kingsley of Cambridge moved to amend by striking out the provisions of the bill printed as Senate, No. 263, which were inserted yesterday, and reinserting the pro-

visions of the original bill printed as Senate, No. 272, with section one modified. The amendment prevailed, and the bill, as amended, was passed to be engrossed in concurrence, and sent up for concurrence in the amendment.

The Bill abolishing the office of treasurer and steward of the Reformatory Prison for Women was further considered, the question being on ordering to a third reading. After debate, the pending motion to refer the bill to the joint special committee to be appointed under an order reported by the committee on Public Charitable Institutions, adopted by the House June 11, 1883, was rejected.

Mr. Joyner of Great Barrington raised the point of order that the bill was not properly before the House, being broader than the scope of the order on which the bill was based. The Speaker ruled that the point was not well taken, stating that the bill under consideration was a Senate bill, and that the courtesy existing between the two branches would require its consideration by the House, and further stated that if this were not the case he would rule that the point was not well taken, for the reason that the order considered by the committee was sufficiently broad to cover the scope of the bill under consideration. Mr. Candage of Brookline moved certain amendments, which were adopted, and the bill, as amended, was ordered to a third reading.

Subsequently, the orders of the day having been disposed of, the bill was read a third time, amended on motions of Mr. Sprague of Boston, and was passed to be engrossed, in concurrence, as amended, and sent to the Senate for concurrence in the amendments.

*Motion to Reconsider.*

The orders of the day having been disposed of, Mr. Clark of Northampton moved to reconsider the vote whereby the Resolve in favor of Walter Shanly was yesterday afternoon passed to be engrossed, in concurrence, by the House. Walter Shanly.

Pending this motion, the House,  
At twenty minutes before one o'clock, adjourned..

MONDAY, June 25, 1883.

Met according to adjournment.

Prayer was offered by the Rev. Mr. Strong of Boston.

*Order.*

On motion of Mr. Gifford of Westport,—

Pay-roll.

*Ordered*, That the committee on Pay-Roll make up the pay-roll for the compensation of members for attendance during the present session of the Legislature; also the travel to be computed according to the table of distance established by order of the House of Representatives adopted February 4, 1869; and that the pay of Messrs. John H. Wright of Holyoke and William W. Foster of Deerfield be made up as for the full session.

*Reports of Committees.*

State Normal  
School at  
Bridgewater.

By Mr. Bowker of Boston, from the committee of conference, on the matter of difference between the two branches, on the Bill to abate a nuisance at the State Normal School at Bridgewater that the House should concur with the Senate in its amendment at "A." Read and accepted, under a suspension of the rule, and sent up for concurrence.

Richman H.  
Potter.

Mr. Tyler of Oxford, from the committee appointed to attend the funeral of Richman H. Potter of Rutland, representative of the 11th Worcester District, deceased, reported the following resolutions of respect in honor of deceased:—

Richman H. Potter was born in Colesville, N. Y., July 6, 1839.

He came to Massachusetts, and settled at Rutland about 1873.

He was elected to various town offices in the years since his residence there, and at the time of his election to this House held the position of selectman in the town.

He was chosen to represent the 11th Worcester District in this Legislature at the fall election of 1882.

He died in Rutland of typhoid fever, May 31st, 1883, aged 43 years.

His funeral took place Sunday, June 3, at the Congregational Church in Rutland, on which occasion the large attendance of his towns-people, the representative men of

his district, and the many friends from adjacent towns, attested to the universal respect and esteem in which he was held in the community where he resided. His remains were buried in Rural Cemetery, near the centre of the town.

It is, therefore, hereby

*Resolved*, That the House of Representatives of Massachusetts, recognizing the great truth that all must die, and remembering that no age or condition gives immunity from the general law, expresses its sorrow at the sudden decease of one of its respected members, Richman H. Potter of Rutland, representative of the 11th Worcester District, at the early age of 43, and in the midst of his strength and usefulness. Believing that there are other and nearer relations than those which have here been formed in the circle of legislative duty, which made him the centre of a social and neighborly affection, and the object of the holiest and profoundest love in his home, this House, out of its own griefs, personal and fraternal, extends to the wife, children, family, and friends of the departed its unmeasured sympathy.

*Resolved*, That the family be furnished with a copy of this report, and that it be inscribed upon the records of this House.

Read, and adopted, under a suspension of the rule, by a unanimous rising vote.

By Mr. Baker of Beverly, from the committee on the Hoosac Tunnel and Troy and Greenfield Railroad, reference to the next General Court, on so much of the subject matters of the orders relative to enabling the Governor and Council, with the assent of all parties interested, to form a corporation for the operation of the Hoosac Tunnel and the Troy & Greenfield Railroad, and relative to making a contract of sale of said railroad and tunnel, as have not already been reported upon. Read and placed in the orders of the day for to-morrow.

Hoosac Tunnel  
and Troy &  
Greenfield Rail-  
road.

#### *Bills Enacted and Resolve Passed.*

##### *Engrossed bills:*

To authorize the town of Natick to supply the town of Wellesley with water ; and Bills enacted, —  
resolve passed.

To provide for the removal of wrecks and other obstructions from tide-waters ;

(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed and sent to the Senate.

An engrossed Resolve providing for repairs and improvements in the State House (which originated in the Senate) was passed, signed and sent to the Senate.

*Introduced on Leave.*

**Widow of Richman H. Potter.**

By Mr. Gifford of Westport, a Resolve in favor of the widow of Richman H. Potter. On motion of Mr. Gifford the rules were suspended and the resolve took its several readings and was passed to be engrossed and sent up for concurrence.

*Papers from the Senate.*

**Funds of public administrators.**

The House Bill relative to the payment by the treasurer of the Commonwealth of funds received from public administrators, came down from the Senate, passed to be engrossed, in concurrence, with certain amendments, in which the House concurred, under a suspension of the rule.

**American Exhibition of Foreign Productions, Arts and Manufactures.**

The Resolve in addition to the "Resolve for the encouragement of the American Exhibition of Foreign Productions, Arts and Manufactures," came down from the Senate, concurred in the suspension of the 12th joint rule. On motion of Mr. E. P. Butler of Boston the rules were suspended and the resolve took its several readings and was passed to be engrossed and sent up for concurrence.

**Patty Vose.**

The Senate Resolve granting to Patty Vose certain lands in Framingham, came down passed to be engrossed, in concurrence, with an amendment to the title, in which the House concurred under a suspension of the rule.

**Lowell Young Men's Christian Association.**

The Bill to authorize the Lowell Young Men's Christian Association to hold additional real and personal estate reported on a bill introduced on leave in the Senate, and passed to be engrossed by the Senate, took its several readings, under a suspension of the rules, and was passed to be engrossed, in concurrence.

*Orders of the Day.*

**Orders of the day.**

The motion to reconsider the vote by which the House, on Thursday afternoon, June 21, passed to be engrossed the Resolve in favor of Walter Shanly was further considered. After debate the yeas and nays were ordered at

the request of Mr. Starbird of Lowell, and the roll being called the motion was rejected by a vote of 74 yeas to 90 nays, as follows:—

## YEAS.

Messrs. Aiken, John A.	Messrs. Jackson, John
Babbitt, Francis S.	Jacobs, Joseph, Jr.
Baker, John I.	Jefts, Luman T.
Ball, George H.	Kingsley, Chester W.
Barker, George A.	Knox, Charles H.
Barnard, Charles T.	Leonard, Edwin
Batchelder, George E.	Leonard, Job M.
Bates, Emory L.	Linnell, Solomon, 2d
Beach, Theodore D.	Lord, Charles S.
Briggs, Bradford B.	Martin, Henry B.
Bugbee, Benajah U.	Mason, James H.
Burr, Charles C.	Morrison, Alva S.
Bush, Horace W.	Morse, Bushrod
Chamberlain, Geo. D.	Morse, Leonard T.
Clark, Aaron F.	Newell, Charles S.
Clark, Charles N.	Parker, Walter O.
Clark, Wilder P.	Potter, Burton W.
Cogswell, Adams H.	Reynolds, Enos H.
Cogswell, William	Robinson, Orlando G.
Copeland, William A.	Saville, Leonard A.
Cowdry, George	Snow, Edmund F.
Cushman, Solomon F.	Sprague, Henry H.
Davenport, James F.	Staples, Samuel
Douglas, William L.	Starbird, Charles D.
Dwinell, James F.	Stebbins, John B.
Eames, Warren	Stow, T. Dwight
Ernst, Geo. A. O.	Towne, Charles A.
Fisk, David	Walker, Aaron G.
Foster, Joshua T.	Wells, Daniel W.
Hall, Thomas J.	Wheeler, Charles
Hartwell, Harris C.	White, Henry J.
Higginbottom, Allen	Whitehill, John
Hildreth, Edwin A.	Whitin, Arthur F.
Hill, Edwin N.	Whiting, Albert T.
Howes, Lewis W.	Whitney, William H.
Hubbard, Sabin	Williams, Fred. H.
Huntoon, George L.	Wolcott, Roger.

## NAYS.

Messrs. Adams, Frank W.	Messrs. Boardman, Halsey J.
Aldrich, Samuel N.	Brigham, Andrew C.
Ambrose, David L.	Browne, Andrew J.
Atherton, Arlon S.	Butler, Edward P.
Baker, Charles H.	Butler, Thomas C.
Bird, Warren A.	Butterfield, Jesse B.

## JOURNAL OF THE HOUSE,

Messrs. Cable, Hobart M.	Messrs. Learnard, George E.
Campbell, Benj. F.	Lincoln, Charles S.
Candage, Rufus G. F.	Mackintosh, Chas. A.
Chappelle, Julius C.	Manning, Patrick H.
Cheever, John H.	McDonald, Patrick F.
Chester, William F.	McGaragle, Patrick F.
Cluff, Daniel B.	McLaughlin, John A.
Conlin, Christopher P.	Melden, William R.
Costello, Michael W.	Murphy, John R.
Courtney, John	O'Connell, David F.
Craig, George E.	Olmsted, John
Cronin, Cornelius F.	Parker, John L.
Davis, Samuel M.	Pattee, William G. A.
Denham, James R.	Peabody, W. Scott
Doherty, John	Peck, Herbert L.
Dolan, Daniel F.	Pedrick, Francis E.
Donahoe, Charles W.	Randall, Charles L.
Eaton, William N.	Reade, John
Entwistle, James R.	Richardson, David M.
Fennessey, Jer. G.	Sayward, William H.
Foley, Patrick E.	Searell, William A.
Freeman, Clarendon A.	Shaw, Edward H.
Freeman, Josiah	Small, Edward E.
Fuller, Warren D.	Smith, Joel
Gilmartin, Dennis	Steere, Marquis D. F.
Glines, Edward	Stetson, Alonzo J.
Gordon, William, Jr.	Stetson, George F.
Harrub, Fred. M.	Stetson, Sprague S.
Hayes, John E.	Sullivan, Dennis A.
Holbrook, Caleb	Sweetser, Albert H.
Hopkins, John	Switzer, James W.
Howland, Charles H.	Tarone, James
Howland, Charles W.	Tyler, Albert
Hunt, Samuel C.	Varnum, Daniel H.
Kelley, Joseph J.	Weston, Thomas, Jr.
Kilduff, William	Wilkinson, John W.
Kimball, William R.	Williams, John S.
Lackey, George A.	Willson, Edmund B.
Lamb, Abraham J.	Winchester, Fitch A.

Yea, 74; nays, 90.

On this question, Messrs. Nason of Boston, Gifford of Westport, Warfield of Buckland, Barker of Worcester, Perry of Rochester, Means of Boston, Goodman of Dana, Bowker of Boston and Miller of Colrain, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Smith of Everett, McCormick of Boston, Eastman of Boston, Cushing of Cohasset,

Kimball of Chelsea, Wright of Holyoke, Coombs of Newburyport, Clark of Somerville and Pilsbury of Boston.

Adjourned.

TUESDAY, June 26, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Orders of the Day.*

The report of the committee on Hoosac Tunnel & T. and G. R. R., reference to next General Court, on so much of the subject matters relative to forming a corporation for the operation of the H. T. & T. and G. R. R., etc., as have not already been reported upon was further considered and was accepted and sent up for concurrence.

*Bills Enacted and Resolves Passed.*

Engrossed bills :

To apportion and assess a state tax of two million Bills enacted, —  
resolves passed. dollars ;

In addition to "An Act making appropriations for expenses authorized the present year and for other purposes;"

Giving to a wife the right of interment in a burial lot or tomb owned by her husband ;

(Which severally originated in the House) ;

To incorporate the Cape Cod Ship Canal Company ;

To amend "An Act relating to the adulteration of food and drugs" ;

(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed and sent to the Senate.

An engrossed Resolve granting to Patty Vose certain lands in Sherborn (which originated in the Senate) was passed, signed and sent to the Senate.

The engrossed Resolve in favor of Walter Shanly (which originated in the Senate) was put upon its final passage. Mr. Whitehill of Attleborough moved that the resolve be indefinitely postponed. At the request of Mr. Nason of Boston the yeas and nays were ordered. On motion of Mr. Bird of Natick, the previous question was ordered, and the roll being called on the main question of passing the resolve, it was passed, signed and sent to the Senate by a vote of 80 yeas to 66 nays, as follows : —

## JOURNAL OF THE HOUSE,

## YEAS.

Messrs. Aldrich, Samuel N.	Messrs. Kelley, Joseph J.
Ambrose, David L.	Kimball, D. Frank
Bird, Warren A.	Kimball, William R.
Boardman, Halsey J.	Kniffin, George E.
Brigham, Andrew C.	Lackey, George A.
Browne, Andrew J.	Learnard, George E.
Butler, Daniel	Leighton, John W.
Butler, Thomas C.	Lincoln, Charles S.
Butterfield, Jesse B.	Littlefield, George W.
Cable, Hobart M.	Mackintosh, Chas. A.
Campbell, Benj. F.	Manning, Patrick H.
Chester, William F.	McDonald, Patrick F.
Cluff, Daniel B.	McGaragle, Patrick F.
Cogswell, Adams H.	McLaughlin, John A.
Coombs, John P.	Melden, William R.
Costello, Michael W.	Murphy, John R.
Courtney, John	O'Brien, Francis
Craig, George E.	O'Connell, David F.
Cronin, Cornelius F.	Parker, John L.
Cushing, Louis T.	Pedrick, Francis E.
Davis, Samuel M.	Pilsbury, Edwin L.
Dolan, Daniel F.	Randall, Charles L.
Dunham, Rufus A.	Reade, John
Eastman, Edmund T.	Rice, Samuel I.
Entwistle, James R.	Sayward, William H.
Fennessey, Jer. G.	Shaw, Edward H.
Fernald, Oliver G.	Simpson, Thomas C.
Fisher, Henry G. B.	Small, Edward E.
Foster, William W.	Smith, Joel
Frizzel, William H.	Steere, Marquis D. F.
Fuller, Warren D.	Stetson, Alonzo J.
Gilmartin, Dennis	Stetson, George F.
Glines, Edward	Sullivan, Dennis A.
Gordon, William, Jr.	Sweetser, Albert H.
Gove, Jesse M.	Tarone, James
Harrub, Fred. M.	Varnum, Daniel H.
Hayes, John E.	Weston, Thomas, Jr.
Holbrook, Caleb	Wiggins, Thomas P.
Howland, Charles H.	Winchester, Fitch A.
Howland, Charles W.	Wright, John H.

## NAYS.

Messrs. Aiken, John A.	Messrs. Barker, George A.
Allen, Heman L.	Barnard, Charles T.
Babbitt, Francis S.	Bates, Emory L.
Baker, John I.	Briggs, Bradford B.
Ball, George H.	Bugbee, Benajah U.

Messrs. Burr, Charles C.	Messrs. Knox, Charles H.
Bush, Horace W.	Leonard, Job M.
Carr, Alonzo A.	Linnell, Solomon, 2d
Chamberlain, Geo. D.	Mason, James H.
Chappelle, Julius C.	Miller, John D.
Clark, Aaron F.	Morse, Bushrod
Clark, Charles N.	Nason, Jesse L.
Cobb, Francis D.	Nourse, Henry S.
Cowdrey, George	Parker, Walter O.
Cushman, Solomon F.	Perry, Isaac F. B.
Davenport, James F.	Reynolds, Enos H.
Douglas, William L.	Richardson, Chas. W.
Dwinell, James F.	Robinson, Orlando G.
Eames, Warren	Saville, Leonard A.
Ernst, George A. O.	Shaylor, Pliny M.
Fisk, David	Snow, Edmund F.
Foster, Joshua T.	Staples, Samuel,
Fuller, Charles	Starbird, Charles D.
Gaffney, Frank H.	Stebbins, John B.
Goodman, Allen W.	Towne, Charles A.
Hall, Thomas J.	Warfield, Henry L.
Hill, Edwin N.	Webster, Franklin I.
Holly, Tristram R.	Wells, Daniel W.
Howes, Erastus	Wheeler, Charles
Howes, Lewis W.	White, Henry J.
Hubbard, Sabin	Whitehill, John,
Jacobs, Joseph, Jr.	Whitin, Arthur F.
Kellogg, George	Wolcott, Roger.

Yeas, 80 ; nays, 66.

On this question, Messrs. Hunt of Boston, Stetson of Lakeville, Miller of Pepperell, Adams of Royalston, Olmsted of Springfield, Candage of Brookline, Switzer of Lynn, Atherton of Wakefield, Baker of Lynn, Hopkins of Millbury, Clark of Somerville, Searell of New Bedford, Williams of Waltham and E. P. Butler of Boston, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Walker of Worcester, Williams of Foxborough, Stow of Fall River, Lord of Templeton, Newell of Longmeadow, Kingsley of Cambridge, Cogswell of Salem, Whitney of Westfield, Morse of Sherborn, Martin of Milton, Bowker of Boston, Lawrence of Fitchburg, Leonard of Agawam and Sprague of Boston.

At a quarter before one o'clock, adjourned.

## AFTERNOON SESSION.

*Hour of Meeting.*

*Hour of meeting.*

On motion of Mr. Mackintosh of Dedham, —

*Voted*, That when the House adjourn this afternoon, it be to meet on Thursday next at 2 o'clock P. M.

*Order.*

The following order, offered by Mr. Baker of Beverly, was laid over until Thursday afternoon, June 28, at the request of Mr. Hill of Haverhill : —

*Committee on  
Public Charit-  
able Institu-  
tions.*

*Ordered*, That the joint standing committee on Public Charitable Institutions be authorized to sit during the recess of the Legislature, for the purpose of investigating (under the order referred to it) the management, control and condition of the public charitable institutions, and the special charges of the mismanagement of the State almshouse at Tewksbury ; and said committee is authorized and instructed to report to the Legislature at its next annual session.

*Bills Enacted and Resolves Passed.*

*Bills enacted, —  
resolves passed.*

## Engrossed bills :

Relative to the payment by the treasurer of the Commonwealth of funds received from public administrators (which originated in the House) ; and

To authorize the Lowell Young Men's Christian Association to hold additional real and personal estate (which originated in the Senate) ;

Were severally passed to be enacted, signed and sent to the Senate.

## Engrossed resolves :

In addition to the " Resolve for the encouragement of the American Exhibition of Foreign Productions, Arts and Manufactures ; " and

In favor of the widow of Richman H. Potter ;

(Which severally originated in the House) ;

Were severally passed, signed and sent to the Senate.

At twenty minutes past three o'clock, adjourned.

**THURSDAY, June 28, 1883.**

Met according to adjournment at 2 o'clock P.M.

Prayer was offered by the Chaplain.

*Orders.*

The following order, offered by Mr. Morse of Sharon, was laid over at the request of Mr. Gove of Boston :—

*Ordered*, That the committee on Public Charitable Institutions be instructed to report forthwith.

The following, offered by Mr. Hopkins of Millbury, was laid over at request of Mr. Cogswell of Salem :—

*Ordered*, That a committee of eight on the part of the House, with such as the Senate may join, be appointed to wait on His Excellency the Governor, and inform him that the two branches of the Legislature have disposed of all the public business which has been brought before them, and to request him, with the advice and consent of the Council, to prorogue them to the Tuesday next preceding the first Wednesday of January next.

The following order, offered by Mr. Bowker of Boston, was laid over at the request of Mr. Cogswell of Salem :—

*Ordered*, That the committee on Prorogation be requested to make a final report on the matter referred to them on Friday morning, June 29, 1883.

The order offered by Mr. Baker of Beverly, and laid over, relative to authorizing the committee on Public Charitable Institutions to sit during the recess, was rejected.

*Report of Committee.*

By Mr. Davenport of Fall River, from the committee on Finance, on an order relative to appropriation bills, a Bill in further addition to "An Act making appropriations for expenses authorized the present year, and for other purposes." Read and ordered to a second reading.

*Introduced on Leave.*

By Mr. Stow of Fall River, preamble and resolutions relative to the treatment of the Irish people by the English government. On motion of Mr. Stow the 18th joint rule was suspended and the resolutions were read and sent up for concurrence in the suspension of the rule.

Committee on  
Public Charit-  
able Institu-  
tions.

Prorogation.

Committee on  
Prorogation.

Committee on  
Public Charit-  
able Institu-  
tions.

Appropriation  
bill.

Treatment of  
the Irish people  
by the govern-  
ment of Eng-  
land.

*Papers from the Senate.***Hoosac Tunnel.**

Notice was received from the Senate that the Senate Bill to incorporate the H. T'l R.R. Co. and to provide for a consolidated line of railroad from Boston to a connection with trunk lines in the State of New York, had been indefinitely postponed by that branch.

**Investigation of certain State departments.**

Notice was also received of the rejection of an order, reported on the message of the Governor, respecting certain alleged acts of malfeasance and misfeasance in office.

**Prorogation.**

The order relative to the appointment of a committee to wait on His Excellency the Governor, and request him, with the advice and consent of the council, to prorogue the Legislature until Monday, August 27, 1883, came down from the Senate adopted in concurrence, with certain amendments, in which the House concurred, and the order was returned to the Senate endorsed accordingly.

*Bills Enacted.***Bills enacted.**

Engrossed bills: To abate a nuisance at the State Normal School at Bridgewater (which originated in the House); and abolishing the office of treasurer and steward of the Reformatory Prison for Women (which originated in the Senate), — were severally passed to be enacted, signed and sent to the Senate.

At thirty-five minutes past two o'clock, adjourned.

**FRIDAY, June 29, 1883.**

Met according to adjournment.

Prayer was offered by the Chaplain.

*Orders.***Committee on Public Charitable Institutions.**

The order offered yesterday by Mr. Morse, relative to the committee on Public Charitable Institutions reporting forthwith, was laid on the table.

**Prorogation.**

On the order offered yesterday by Mr. Hopkins, relative to the appointment of a committee to wait on the Governor, Mr. Cogswell of Salem raised the point of order that the matter had already been acted upon by the House, and the order could not be considered. The Speaker ruled that the point was well taken and the order was laid aside.

**Ibid.**

The order offered yesterday by Mr. Bowker, relative to

the committee on Prorogation making a final report, was rejected.

*Introduced on Leave.*

By Mr. Glines of Somerville, a Bill to incorporate the Broadway Congregational Church in Somerville. On his motion the 11th and and 12th joint rules were suspended, and the bill was read and sent to the Senate for concurrence in the suspension of the rules. Subsequently, the bill came down with the endorsement that the Senate concurred.

Broadway Congregational Church in Somerville.

On motion of Mr. Glines, the rules were further suspended, and the bill was read a second and a third time, and passed to be engrossed and sent up for concurrence.

*Reports of Committees.*

By Mr. Davenport of Fall River, from the committee on Finance, no legislation necessary, —

On the statement of estimates for 1883 ; and

Estimates for 1883.  
Polls, property, etc.

On the aggregates of polls, property, taxes, etc. ;

Severally read and accepted, under a suspension of the rule in each case.

By the same gentleman, from the same committee, no further legislation necessary, —

On the report of the Treasurer and Receiver-General ;

Treasurer and Receiver General.  
Deputy Tax commissioner.

On the report of the Deputy Tax Commissioner.

Severally read and accepted, under a suspension of the rule in each case.

By Mr. Mackintosh of Dedham, from the committee of conference on the matters of difference between the two branches on the Bill to prohibit certain medical societies from conferring degrees, that the House should recede from its amendments. Read and accepted under a suspension of the rule, and sent up for concurrence.

Medical societies.

*Bill Enacted.*

An engrossed Bill in further addition to an "Act making appropriations for expenses authorized the present year and for other purposes" (which originated in the House), was passed to be enacted, signed and sent to the Senate.

Bill enacted.

*Orders of the Day.*

The Bill in further addition to " An Act making appropriations for expenses authorized the present year and for

Orders of the Day.

other purposes" was read a second time and ordered to a third reading. On motion of Mr. Davenport of Fall River, the rules were suspended and the bill was read a third time, passed to be engrossed and sent up for concurrence.

*Papers from the Senate.*

Treatment of  
the Irish people  
by the English  
government.

The resolutions relative to the treatment of Irish people by the English government came down concurred in the suspension of the 12th joint rule. On motion of Mr. Stow, the resolutions were referred to the committee on Federal Relations, and sent up for concurrence.

Subsequently, the resolutions came down with the endorsement that the Senate non-concurred.

On motion of Mr. Cogswell of Salem, the House receded from its reference, and the resolutions were adopted, by a vote of 39 to 34, as follows:—

*Whereas*, The government of Great Britain, true to its past history and its oppressive policy, is at the present time, and without just cause, "pronouncing sentence of death" by eviction, starvation, disinheritance and wholesale expatriation upon the generous, witty, brave and liberty-loving people of Ireland; and

*Whereas*, In obedience to the policy of Lord Derby, and in order to drive the Irish from the land of their birth, "which the Lord their God hath given unto them," said government is forcing to our shores, by the wholesale, the starved, half-naked, degraded, impoverished and discouraged victims of her lust, oppression and hate, that they may find refuge in our midst, or be supported by our charity; therefore, be it

*Resolved*, By the House of Representatives of the Commonwealth of Massachusetts, that we denounce the system of land tenure, the lust of power, the greed of gain, and the inhuman feeling that constitute the soul and basis of such forced and wholesale proscription and expatriation!

*Resolved*, That this action of Great Britain is not only a gross injustice to the people of Ireland, but an insult to the people of the United States, and merits our just indignation, *protest and opposition*; and we hereby urge upon the Chief Executive of the United States, and the Legislatures and Executive of the several States, to likewise enter protest, and take legitimate action, against this policy of Great Britain!

*Resolved*, That the Secretary of State of this Commonwealth be ordered to furnish copies of these resolutions to the Governors and Legislatures of the various States of this Union, and the President and Cabinet and Houses of Congress of the United States of America.

Subsequently, Mr. Willson of Salem moved to reconsider the vote whereby the resolutions were adopted. Mr. Cogswell of Salem moved to suspend the rule requiring the motion to reconsider to be placed in the orders of the day for the afternoon. Both motions were adopted, and the resolutions were laid on the table, on motion of Mr. Kelley of Cambridge.

The order relative to appointing a committee to wait upon the Governor and request him to prorogue the Legislature until Monday, August 27, 1883, came down from the Senate with the endorsement that Messrs. Haile, Allen of Plymouth, and Tufts, of the Senate, had been appointed the committee on the part of that branch.

Prorogation.

The Speaker appointed Messrs. Cogswell of Salem, Candage of Brookline, Boardman of Boston, Babbitt of Taunton, Craig of Walpole, Morse of Sherborn, Clark of Peabody, and Butler of Belmont, the committee on the part of the House; and the order was returned to the Senate endorsed accordingly.

The following order came down from the Senate, and was considered:—

Committee on  
Public Charit-  
able Institu-  
tions.

*Ordered*, That the committee on Public Charitable Institutions be, and it is, hereby authorized to sit during the recess of the Legislature, for the purpose of finishing the investigation of the management of the State alms-house at Tewksbury, now pending before said committee, and to report to the present Legislature, at its adjourned session, if such session is held, otherwise to the next General Court; and the sergeant-at-arms is instructed to send to each member of this Legislature a copy of the testimony taken and the report of said committee, together with the views of the minority, if any.

Pending the question on adopting the order, in concurrence with the Senate, the House,

At a quarter before one o'clock, adjourned.

## AFTERNOON SESSION.

*Bills Enacted.**Bills enacted.**Engrossed bills:*

To incorporate the Broadway Congregational Church in Somerville (which originated in the House); and

To prohibit certain medical societies from conferring degrees (which originated in the Senate);

Were severally passed to be enacted, signed and sent to the Senate.

*Papers from the Senate.**Committee on Prisons.*

*Ordered*, In concurrence, that the committee on Prisons be authorized to make their final report in print.

*Committee to sit during recess to investigate the treatment of the insane, etc.*

*Ordered*, In concurrence, that the joint special committee appointed under the order printed as House Document, No. 394, be authorized to send for persons and papers and employ a stenographer, who shall act as clerk of the committee.

*Salaries of the Clerks of the Senate and House of Representatives.*

A Bill relating to the salaries of the Clerks of the Senate and House, introduced on leave in the Senate, came down for concurrence in the suspension of the 12th joint rule. The House concurred, and the bill was returned to the Senate endorsed accordingly.

*Taken from the Table..**Treatment of the Irish people by the government of England.*

The resolutions relative to the treatment of the Irish people by the English government, were taken from the table, on motion of Mr. Cogswell of Salem. On further motion of Mr. Cogswell the House voted that debate should be closed at three minutes past three o'clock.

Mr. Kelley of Cambridge moved to amend by substituting therefore the following:—

*Whereas*, It has come to the knowledge of the Legislature of Massachusetts that the government of England is engaged in forwarding to the United States, and particularly to the Commonwealth of Massachusetts, a portion of her pauper population;

*And whereas*, Said assistance, by its very nature, can only be temporary, and therefore these poor people must become charges to the bounty and charity of the Commonwealth;

*Be it therefore resolved*, That we denounce any system

that is calculated to make paupers of a people and then seeks to evade the responsibility of the act by practically exiling said people from their native land and placing them among strangers without the opportunity of earning a livelihood or rising above the condition in which said system placed them.

*Resolved*, That we protest against the Commonwealth of Massachusetts being made the receptacle of the paupers of any country, and as we have said emphatically in the past that we would not be the penal colony of any nation on the face of the earth, we now repeat, with equal emphasis, "We are not, and will not be made the pauper colony either."

*Resolved*, That we request the proper authorities, National and State, to take immediate steps to prevent the violation of the laws for the protection of our people, and see to it that our people, being innocent of the crime of pauper making, shall not be called upon to pay the penalty of supporting the paupers made by other nations of the earth.

Mr. Hartwell of Fitchburg moved to amend the substitute resolutions moved by Mr. Kelley by striking out the first one. The amendment was carried by a vote of 72 to 32, and the substitute resolutions moved by Mr. Kelley, as amended, were then adopted. The question was then put on the adoption of the resolutions, as amended, and they were rejected, and notice was sent to the Senate.

#### *Orders of the Day.*

The Senate order relative to authorizing the committee on Public Charitable Institutions to sit during the recess, being the unfinished business of the morning session, was further considered, and after debate, was adopted, in concurrence.

#### *Report of the Committee on Prorogation.*

Mr. Cogswell of Salem, from the joint special committee appointed to wait upon His Excellency the Governor and request him, with the advice and consent of the Council, to adjourn the Legislature until Monday, August 27, 1883, reported that the committee had attended to the duty assigned them, and that His Excellency was pleased to say that he would transmit his reply in writing on Monday next.

At twenty-five minutes past three o'clock, adjourned.

MONDAY, July 2, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Message from the Governor.*

State tax.

The following message was received from His Excellency the Governor, which was read and laid on the table, on motion of Mr. Cogswell of Salem, pending the question, "Shall the bill pass notwithstanding the objections of His Excellency the Governor?" :—

EXECUTIVE DEPARTMENT,  
BOSTON, June 28, 1883.

*To the Honorable the House of Representatives:*

I have before me a Bill to apportion and assess a State tax of two million dollars.

The bill contains nothing more than its title indicates. Therefore, the simple question arises, whether it is either economical or necessary to assess the people of the Commonwealth to that amount to be paid by them into the State treasury during the present year.

I agree fully to the maxim, "Pay as you go," but I do not believe that it is wise to assess money in advance of the time when it is to be paid out, to remain on deposit in the several banks of the Commonwealth at three per cent. interest, while the citizens who pay it in their taxes, many of them must borrow the money at five per cent. substantially, as a minimum, or take it from their business at a still greater cost.

I find that on January 1, 1879, there was a "revenue cash" balance in the treasury of \$1,294,517.79, and that the State tax for that year was \$500,000; that there was a "revenue cash" balance in the treasury January 1, 1880, of \$1,083,676, and that the State tax for that year was \$1,500,000; that there was a "revenue cash" balance in the treasury January 1, 1881, of \$2,294,055.99, and that the State tax for that year was \$1,500,000; that the "revenue cash balance in the treasury January 1, 1882, was \$1,351,639.39, and that the State tax for that year was \$2,000,000; and that the "revenue cash" balance in the treasury January 1, 1883, was \$1,793,933.82, and the present bill calls for a State tax of \$2,000,000. Besides

this, by the report of the Finance Committee to the House of 1882, accompanying bill for an assessment of the State tax of \$2,000,000 of that year, the whole expenditures then to be provided for, were stated at \$5,284,685.28, and the estimated revenue from other sources than direct taxation, with the cash in the treasury at the beginning of the year, is stated at \$3,965,334.39, leaving a deficit to be provided for by a State tax of \$1,319,350.89.

By the report of the Finance Committee to the House this year, accompanying this bill for an assessment of a State tax of \$2,000,000, the whole expenditures to be provided for this year are stated at \$5,154,753.18, and the estimated revenue from other sources than direct taxation, with the cash in the treasury on the first of the year, is stated at \$4,494,362.82, leaving a deficit to be provided for this year of only \$660,390.36; a difference of \$658,-960.53 in favor of this year; and yet this bill, under this estimate of reduced expenditures and increased revenue, proposes to raise the same tax as last year, thus imposing an unnecessary and unreasonable present burden upon the people.

So far as I can learn from the estimates and appropriations, a tax of \$2,000,000 for the year 1883 will leave a "revenue cash" balance in the treasury January 1, 1884, relatively larger than the balance in the treasury at the beginning of the present year, assuming that the tax will be, as it has been heretofore, substantially collected by the first of January, 1884.

Now, I can see no necessity for having so large a balance of cash on hand on the first of next January as more than one and a half million dollars.

The only reason for it that has been suggested to me, is that it may be needed to pay the necessary expenditures before the taxes for 1884 can be collected. Admitting a need for so much cash there will be, besides the "revenue cash" in the treasury, a large amount due trust funds waiting to be invested. They cannot now be invested at a rate much, if any, exceeding three, per cent. Now, I suppose it is well known that several cities and towns borrow money to pay that State tax in anticipation of their revenues, and sometimes they borrow it from the State. That is to say, the State loans them money at short dates on which they pay a considerably larger rate of interest than three per cent. If they borrowed at the same rate

that the State receives for its money deposited in the banks, the results would be exactly equal; but as they do not, the higher rate of their loans puts the burden upon the cities and towns.

I agree that it is not desirable, as a rule, that the State should borrow trust funds to be used in paying current expenses, certainly not on long time loans. But as the money is paid in for interest, and otherwise, to the State, and the State has to deposit it until proper investment can be found, getting, as we have seen, a low rate of interest on the deposit, such funds are practically loaned to the State, and by the State temporarily loaned to the banks in which such moneys are deposited; and the moneys so deposited are much in excess of any amount needed by the State to tide over the interval before the State taxes for the succeeding year are collected.

In reading the papers sent me, with the bill containing estimates of expenditures for the year, I notice several items included therein for which this large tax is supposed to make provision, which I hope and believe will not be called for within the present year. Among them is an item for the payment for the Way estate. It is by no means certain that the \$130,000 which will finally be used to pay for the Way estate will be needed, as it is hardly probable that the title to that estate can be settled and the various conflicting interests therein be adjusted within the next six months.

Then I observe that the sum of \$10,000 is appropriated to pay the bounty on beet and sorghum sugar. That bill was passed so late that I doubt whether any considerable quantity of that bounty will be needed.

I also observe an item of \$10,000 is estimated for the rent and taxes of the Pemberton Square offices. It is quite certain that no more than one-half of that amount will be needed.

Then there is an amount of \$79,000 which it is claimed it will be necessary to make provision for out of this surplus of revenue, for the payment of what is known as the Shanly claim. I believe it is by no means certain that that amount will be needed to be expended during the present year.

I also hope that there will be some reduction of expenditures growing out of economic administration during the present year which will accomplish a considerable

reduction of the expenditures otherwise necessary to be provided for. This would be especially true in the State Prison, the Reformatory Prison for Women, and the Military Department, which department, and the State institutions, are in a condition now to be carried on by reasonable economy. So that I think it would be safe to calculate that a quarter of a million dollars of the two million the bill provides for, will not be needed, leaving but a small amount comparatively to be provided for by the ways and means I have indicated.

All experience has shown that large cash balances in the treasury of a State or nation tend to extravagance and lavish expenditure, and the legislature are under great temptation to make improvident appropriations. My best opinion is that a State tax of one million would be sufficient to meet the needs of the Commonwealth; but to provide for all possible contingencies, I feel quite certain that a State tax of \$1,500,000 will be ample.

I am the more constrained to this belief because under the reform administration of 1879, the State tax for that year was only \$500,000, while the ordinary expenses did not vary greatly — certainly not in any such proportion as five bears to fifteen — from the expenditure of the present year. And I am not allowed to suppose that for any political purpose the tax of that year was so far reduced as not properly and fairly to meet those expenditures.

With these views, I must ask the House, where, as the Constitution says, "all money bills shall originate," to reconsider this bill in the light of my objections; and I also invoke the economy and conservatism of the Senate to action in the same direction. Let all departments of the government unite, at least, in trying to lighten the burdens of the State in taxation, a half million dollars, especially as it seems quite probable that at least one important branch of our manufacturing industries, the woollen business, will not be profitable the remainder of the present year.

BENJ. F. BUTLER.

*Paper from the Senate.*

The following message from His Excellency the Governor was received from the Senate, and was read and laid on the table, on motion of Mr. Cogswell of Salem: — Prorogation.

EXECUTIVE DEPARTMENT,  
BOSTON, July 2, 1883.

*To the Honorable the Senate and House of Representatives:*

I have the honor to receive a communication from your honorable bodies through your joint committee, based upon the following concurrent order of the two Houses:—

"COMMONWEALTH OF MASSACHUSETTS.

"HOUSE OF REPRESENTATIVES,

"JUNE 22, 1883.

"Ordered, That a committee of eight on the part of the House, with such as the Senate may join, be appointed to wait upon His Excellency the Governor, and request him, with the advice and consent of the council, to adjourn the legislature from Tuesday, June 26th inst., to Monday, August 27th, 1883, at 2 o'clock in the afternoon, to the end that the legislature may at that time receive and act upon the report of the Joint Committee on Public Charitable Institutions in regard to the charges made by His Excellency relating to the management of the State almshouse at Tewksbury."

In compliance therewith, the request set forth in the order was, in due form, made to the Executive.

A request presented in so grave and formal a manner, and being, so far as I am advised, without precedent, and because of the profound respect due any request of both Houses of the legislature, seemed to demand more careful consideration than it could receive if a reply was at once to be made. I therefore craved the indulgence of your committee to report to the two Houses that I would make answer at the earliest possible moment in writing.

The order does not set forth any case of disagreement between the two Houses with regard either to the necessity or expediency or time of adjournment. Therefore the case does not come within the sixth article, section second, of the Constitution.

The Governor, if he shall act at all, must act under the fifth article of said section, which provides that "he shall have power and authority, during the session of the General Court, to adjourn or prorogue the same to any time

the two Houses shall desire" . . . "if the welfare of the Commonwealth shall require the same."

The provisions of the Constitution, therefore, place upon the Executive, and not upon the two Houses, the burden of determining when the "welfare of the Commonwealth requires an adjournment or prorogation to a given time."

I see that the two Houses agree that different consequences might follow from prorogation by the Governor than from an adjournment at their desire, because, upon examining the proceedings of the two Houses, I find by amendment the word "prorogue" was stricken out and the word "adjourn" substituted. *Ex industria.* This saves me from any consideration or discussion of the different consequences that would flow from an adjournment of the two Houses by the Executive rather than from their prorogation. The sole question then left for me to determine is: Does the welfare of the Commonwealth require the adjournment asked?

I take care to call attention in passing, that the Executive could not literally comply with the request in the order of the two branches in this: that you request the Governor to order an adjournment from June 26 to August 27, when in fact, no order was presented nor request made for such adjournment until June 29, the legislature being then in session.

It is evident from the provisions of the Constitution that its framers understood that this power would be exercised by the Executive only in great public exigencies.

Whenever the Constitution authorizes a call by one of the great departments of the government upon another for guidance, advice or action, it pre-supposes the exercise of such right to be "upon matters and upon solemn occasions," as for example: When either branch of the legislature or the Executive is authorized by the Constitution to require opinions of the justices of the supreme judicial court, it must be upon "important questions of law and upon solemn occasions," the latter, of course, when the advice of the judiciary might be needful to the two branches when the Commonwealth was in deadly peril.

It certainly never was intended that that power should be used by either branch of the government to call upon the judiciary for advice in trivial matters. In other words, one department of the government should not call

## JOURNAL OF THE HOUSE,

upon the other as to matters of inconvenience merely, but only in a case of great exigency. I think both Houses will agree with me that this is the true exposition of the Constitution in this regard. Is there now any such exigency of "welfare of the Commonwealth" that requires me to put the Commonwealth to the expense of an extra session of the legislature? Because, however limited the subjects to be acted upon, which might induce the two Houses to desire, and the Executive to order, an adjourned session, it in fact will be, although not technically, an extra session of the legislature; as it would be if the new session came from prorogation to a time certain. It cannot be doubted that the legislature once together in due manner and form, all subjects of legislation are open to them, and they may continue that session until they die by constitutional limitation.

I look, then, to the order to see what public exigency was in the mind of the legislature that both Houses make such a request, and I find it in these words: "To the end that the legislature may at that time receive and act upon the report of the joint committee on Public Charitable Institutions in regard to the charges made by His Excellency relating to the management of the State almshouse at Tewksbury."

I was a little astonished when I heard the reasons for adjournment announced by the chairman, that so grave a request should be made upon what seemed to me so trivial grounds. I said to him: "May I be permitted to inquire whether there is any other business that will require the attention of the legislature except this?" To which he courteously answered, "I believe, your Excellency, that all matters have been disposed of by the two branches."

There is a very grave mistake of fact contained in the order, to which, in the first place, I desire to call your attention. The order says: "To receive and act upon the report of the joint committee on Public Charitable Institutions, in regard to the charges made by His Excellency relating to the management of the State almshouse at Tewksbury." I beg leave to bring to your notice that His Excellency has made no charges. The legislature authorized its joint committee to make a certain investigation; that committee invited the Governor to come before them and produce any evidence that might have come to his knowledge. In compliance with that invitation, the

Governor appeared before your committee, when a motion was made by the counsel appearing to oppose the investigation, that the Governor should put specified charges in writing before the committee *against* the management and *personnel* of the Tewksbury almshouse, which the Governor declined to do on the ground that it was not a part of his duty so to do.

In that position he was sustained by vote of the committee, and the investigation went on, the Governor producing evidence, so far as it came to him, in the first instance to establish the propositions of his message, and then such other evidence as was furnished to him. In the meantime it came to the knowledge of the Governor that the superintendent of the Tewksbury almshouse was not a legally qualified officer of the Commonwealth, and that its money was being disbursed not in accordance with the law. Finding that the trustees of the Tewksbury almshouse had been derelict in their duties, the Governor, under the provisions of statute, devolved their duties upon the State Board of Health, Lunacy and Charity.

After a struggle by that board to find justification for evading their duties under that order, which was futile in its results, the Board took upon themselves the charge of the almshouse, proceeded to reorganize it either by removal or the acceptance of the resignations of the superintendent, resident physician, and assistant superintendent, all of whom had been in charge of the administration of the almshouse for many years.

Meanwhile the appropriation for the support of the almshouse for the coming year had been made, and as new executive officers have been appointed by the State Board of Health, Lunacy and Charity, it may well be presumed that all the existing abuses would be remedied, and I have no knowledge that that is not in process of being done.

Why, then, for all practical purposes, has not the investigation of the committee fulfilled its object? But the committee chose to go on, and the investigation still continues. This change of officers, and the several changes of methods which have been set on foot by the State Board, as announced, either officially or unofficially, through publications by their members, is a confession of judgment that the faults of management and wrongs done by those who had the institution in charge, required the change.

Now assume that the report of the committee be one thing or another, what needed thing can be done by the legislature? They cannot remove, by legislation, the supposed delinquents, for that is done already. They cannot change what has been done; those are accomplished facts.

If the legislature should meet on the 27th of August, and hear the report, what would be gained, all the evidence having already been reported in print? There will then be but four months and a few days at the farthest, before another legislature will come in, and have the whole matter before them, together with all the evidence.

I observe that there is an order introduced into the Senate, that your committee of investigation should sit during the recess of the legislature, and report in print. In my judgment, such action would be wise. Why should not the legislature, after passing that order, be adjourned, go home and read the report of the committee, in print, which they desire to come together as a legislature to hear?

I suppose nobody will assume that the Board of Health, Lunacy and Charity will not do their duty efficiently, and I commend the promptness of their action after they came to the conclusion to assume the responsibility of acting at all.

The legislature have already been in session, from time to time, quite six months. If I may allude to what is a matter of public history, it will appear upon their journals that a portion of the legislature do not think that the salary fixed by law for their services is sufficient.

Why, without an overwhelming necessity, do they subject themselves to further labor without pay?

It is obvious that if the Governor believed there was no necessity for a further session of the legislature that he would not be too much inclined, so far as it lay in his power to prevent, to permit the State to be put to any additional expense for the travel and pay of the members of the legislature to do that which in his judgment there is no need to be done.

It is not the fault of the Executive that this investigation is not finished.

If the actual intention of the order of investigation was to inquire into what was said in the inaugural address, why delay until nearly three months after the session of the legislature, within which time, in my judgment, the

legislature did have ample time to do all needed public business, if they had used all the working days of that time, so as to have been able to adjourn on the first day of April.

The two Houses will see, therefore, that in my view, there is no exigency of the "public welfare" that requires me to adjourn the two Houses to the day named.

I should be very glad to prorogue them on any day they choose, until the first Tuesday in January.

All the bills and resolves, except two, that the legislature have passed have either become laws by limitation of time or have received my signature, or been sent back with my objections, all of which have been sustained. Of these two, the tax bill will be returned to the proper House immediately with the reception of this message, and a resolve will also be returned with my objections.

I have given to the request of the two Houses to adjourn them my most careful consideration; all the more because I find myself obliged to disagree with them in regard to the question claiming the demand of "the welfare of the Commonwealth."

If I could have any doubt upon the question it would be my duty which I should cheerfully perform to resolve it in favor of the request. But I have none whatever.

There is still another reason why I have given this question anxious attention. If the legislature could adjourn itself without my consent, in that case I could throw the responsibility upon them, and it is always a convenience for a public officer to rid himself of responsibilities. But with the full conviction that the legislature cannot adjourn itself, I find myself obliged to take the sole responsibility of denying the request for an adjournment of the legislature to a future date.

I am confirmed in my opinion that the legislature can not adjourn itself, because I find by the Constitution an express inhibition upon each House to adjourn itself for more than two days at a time with or without the consent of the other, and therein our Constitution differs from the Constitution of the United States.

True, I have heard it said that while the Constitution prevents each House from adjourning, yet there is power in both Houses to adjourn jointly to a future time, but I do not find any such authority in the Constitution.

If it is to be deduced from anything, it is from the fact

## JOURNAL OF THE HOUSE,

that, by the Constitution, neither House can adjourn itself to a future day more than two days distant. From that lack of power in each so to do, how any affirmative power in both Houses so to do is obtained, passes my comprehension. I cannot conceive, to state it mathematically, how zero added to zero can produce anything but zero.

Of any supposed right of the two Houses to assemble without the consent of the Governor I say nothing here and now. It is a power, if it exists, that has not been exercised for more than one hundred years.

I could conceive of a possible exigency that might permit it, but that would be an emergency almost justifying revolutionary measures. But to hear or act upon the report of the Tewksbury investigating committee, which in my judgment will not change the opinion or action of a single individual, is not such an exigency.

BENJ. F. BUTLER.

At ten minutes before three o'clock, adjourned.

TUESDAY, July 3, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Taken from the Table.*

State tax.

The message of His Excellency the Governor, returning with his objections thereto, the Bill to apportion and assess a state tax of two million dollars, was, on motion of Mr. Cogswell of Salem, taken from the table.

A motion of Mr. Davenport that the bill be referred to the committee on Finance was rejected. After debate the yeas and nays were called on the question, "Shall the bill pass notwithstanding the objections of His Excellency the Governor?" and the bill failed to pass by a vote of 100 yeas to 66 nays, two-thirds of the members present and voting not having agreed to pass the same. The vote was as follows:—

YEAS.

Messrs. Adams, Frank W.  
Atherton, Arlon S.  
Babbitt, Francis S.

Messrs. Ball, George H.  
Barker, Forrest E.  
Barker, George A.

TUESDAY, JULY 3, 1883.

793

Messrs. Batchelder, Geo. E.	Messrs. Mason, James H.
Bixby, Nelson H.	Miller, Charles H.
Boardman, Halsey J.	Miller, John D.
Briggs, Bradford B.	Morse, Leonard T.
Bugbee, Benajah U.	Nason, Jesse L.
Burr, Charles C.	Nourse, Henry S.
Bush, Horace W.	Olmsted, John
Butler, Daniel	Parker, John L.
Butler, Edward P.	Perry, Isaac F. B.
Butterfield, Jesse B.	Pilsbury, Edwin L.
Campbell, Benj. F.	Potter, Burton W.
Candage, Rufus G. F.	Rice, Samuel I.
Carr, Alonzo A.	Robinson, Orlando G.
Chamberlain, Geo. D.	Saville, Leonard A.
Chappelle, Julius C.	Sayward, William H.
Clark, Wilder P.	Simpson, Thomas C.
Cluff, Daniel B.	Small, Edward E.
Cogswell, Adams H.	Smith, George E.
Cogswell, William	Smith, Joel
Coombs, John P.	Snow, Edmund F.
Copeland, William A.	Sprague, Henry H.
Cushman, Solomon F.	Starbird, Charles D.
Davenport, James F.	Stebbins, John B.
Dwinell, James F.	Steere, Marquis D. F.
Eames, Warren	Stetson, George F.
Eastman, Edmund T.	Stetson, Sprague S.
Ernst, George A. O.	Stockbridge, Levi
Fisk, David	Streeter, Dwight W.
Foster, Joshua T.	Sweetser, Albert H.
Foster, William W.	Switzer, James W.
Freeman, Josiah	Towne, Charles A.
Gordon, William, Jr.	Tyler, Albert
Gove, Jesse M.	Varnum, Daniel H.
Harrub, Fred. M.	Walker, Aaron G.
Hildreth, Edwin A.	Warfield, Henry L.
Hill, Edwin N.	Weston, Thomas, Jr.
Howes, Lewis W.	Wheeler, Charles,
Howland, Charles H.	White, Henry J.
Howland, Charles W.	Whitehill, John
Hubbard, Sabin	Whitin, Arthur F.
Jefts, Luman T.	Whitmarsh, William W.
Kimball, William R.	Whitney, William H.
Lackey, George A.	Wiggins, Thomas P.
Learnard, George E.	Williams, Fred. H.
Lincoln, Charles S.	Willson, Edmund B.
Linnell, Solomon, 2d	Winchester, Fitch A.
Lord, Charles S.	Wolcott, Roger.

## JOURNAL OF THE HOUSE,

## NAYS.

Messrs. Aldrich, Samuel N.	Messrs. Littlefield, George W.
Allen, Heman L.	Mackintosh, Chas. A.
Baker, John I.	Maguire, John G.
Barnard, Charles T.	Manning, Patrick H.
Barton, John S.	Martin, Henry B.
Bates, Butler	McDonald, Patrick F.
Bird, Warren A.	McGaragle, Patrick F.
Bowker, Horace L.	Melden, William R.
Brigham, Andrew C.	Moriarty, Eugene M.
Cheever, John H.	Morrison, Alva S.
Clark, Aaron F.	Morse, Bushrod
Clark, George L.	Newell, Charles S.
Conlin, Christopher P.	Peck, Herbert L.
Costello, Michael W.	Pedrick, Francis E.
Courtney, John	Randall, Charles L.
Cowdrey, George	Reade, John
Craig, George E.	Reed, Charles M.
Dolan, Michael J.	Reynolds, Enos H.
Fennessy, Jer. G.	Richardson, David M.
Foley, Patrick E.	Sexton, Michael
Gaffney, Frank H.	Shaw, Edward H.
Gifford, John W.	Staples, Samuel
Gilmartin, Dennis	Stetson, Alonzo J.
Hall, Thomas J.	Stow, T. Dwight
Hayes, John E.	Sullivan, Dennis A.
Holbrook, Caleb	Tarone, James
Hopkins, John	Warner, John F.
Hunt, Samuel C.	Webster, Franklin I.
Jackson, John	Welch, Americus
Joyer, Herbert C.	Wells, Daniel W.
Kelley, Joseph J.	Wilkinson, John W.
Kilduff, William	Williams, John S.
Leonard, Job M.	Wright John H.

Yea, 100 ; nays, 66.

On this question Mr. Jacobs of Hingham, who, it was announced, would have voted in the affirmative, was paired with Mr. Cronin of Boston.

#### *State Tax.*

*State tax.*

Mr. Cogswell of Salem moved that the committee on Finance be instructed to report forthwith a Bill to apportion and assess a state tax of not more than one million five hundred thousand dollars. The motion was adopted by a vote of 94 to 58.

*Order.*

The following order offered by Mr. Morse of Sharon, was, at the request of Mr. Hill of Haverhill, laid over until this afternoon :—

*Whereas*, This Legislature has considered and finished Prorogation. all the business brought before it except such matters as can be disposed of during the day, and that of receiving and acting upon the report of the committee on Public Charitable Institutions now investigating the management of the Tewksbury Almshouse ; and

*Whereas*, Neither His Excellency the Governor nor said committee, who by this time must have seen the need, if there is any, of legislation for the future government and maintenance of that institution has so far seen fit to recommend any such legislation ;

*Ordered*, That a committee of eight on the part of the House, with such as the Senate may join, be appointed to wait on His Excellency the Governor, and inform him that the two branches of the Legislature have disposed of all the public business which has been brought before them, and to request him, with the advice and consent of the Council, to prorogue them to the Tuesday next preceding the first Wednesday of January next.

*Paper from the Senate.*

A Bill relating to the salaries of the Clerks of the Senate and of the House of Representatives, passed to be engrossed by the Senate, was read and referred, under the rule, to the committee on Finance.

Salaries of the Clerks of the Senate and House.

At half past twelve o'clock, adjourned.

## AFTERNOON SESSION.

*Taken from the Table.*

On motion of Mr. Hill of Haverhill, the order relative to instructing the committee on Public Charitable Institutions to report forthwith was taken from the table. Mr. Howes of Cambridge moved to amend by substituting the following order :—

*Ordered*, That the committee on Public Charitable Institutions be instructed to hold at least one session daily

Committee on Public Charitable Institutions.

## JOURNAL OF THE HOUSE,

on and after Saturday next (except on Sunday) in the matter of the investigation of the Tewksbury almshouse, and to close their hearings on or before Friday, July 13, and to report to this Legislature on or before Tuesday, July 17, 1883.

On this question the yeas and nays were ordered at the request of Mr. Hopkins of Millbury, and the roll being called, the amendment was carried by a vote of 92 yeas to 66 nays, as follows:—

## YEAS.

Messrs. Adams, Frank W.	Messrs. Gove, Jesse M.
Atherton, Arlon S.	Harrub, Fred. M.
Babbitt, Francis S.	Hildreth, Edwin A.
Ball, George H.	Hill, Edwin N.
Bancroft, William A.	Howes, Lewis W.
Barker, Forrest E.	Howland, Charles H.
Barker, George A.	Hubbard, Sabin
Batchelder, George E.	Jacobs, Joseph, Jr.
Briggs, Bradford B.	Jefts, Luman T.
Browne, Andrew J.	Kimball, William R.
Bugbee, Benajah U.	Lackey, George A.
Burr, Charles C.	Learnard, George E.
Bush, Horace W.	Leighton, John W.
Butler, Daniel	Linnell, Solomon, 2d
Butler, Edward P.	Lord, Charles S.
Butterfield, Jesse B.	Mason, James H.
Candage, Rufus G. F.	Means, Arthur F.
Chamberlain, Geo. D.	Miller, John D.
Chappelle, Julius C.	Morse, Leonard T.
Clark, Wilder P.	Nason, Jesse L.
Cluff, Daniel B.	Nourse, Henry S.
Cogswell, Adams H.	Olmsted, John
Coombs, John P.	Parker, John L.
Copeland, William A.	Pilsbury, Edwin L.
Cushing, Louis T.	Potter, Burton W.
Davenport, James F.	Rice, Samuel I.
Dwinell, James F.	Robinson, Orlando G.
Eames, Warren	Saville, Leonard A.
Eastman, Edmund T.	Sayward, William H.
Ernst, George A. O.	Simpson, Thomas C.
Fisk, David	Small, Edward E.
Foster Joshua T.	Smith, George E.
Foster William W.	Smith, Joel
Freeman, Josiah	Snow, Edmund F.
Gifford, John W.	Sprague, Henry H.
Glines, Edward	Stebbins, John B.
Gordon, William, Jr.	Stetson, George F.

TUESDAY, JULY 3, 1883.

797

<b>Messrs.</b> Stetson, Sprague S.	<b>Messrs.</b> Warfield, Henry L.
Stockbridge, Levi	Weston, Thomas, Jr.
Streeter, Dwight W.	White, Henry J.
Sweetser, Albert H.	Whitin, Arthur F.
Switzer, James W.	Whitmarsh, Wm. W.
Towne, Charles A.	Whitney, William H.
Tyler, Albert	Wiggins, Thomas P.
Varnum, Daniel H.	Williams, Fred. H.
Walker, Aaron G.	Winchester, Fitch A.

NAYS.

<b>Messrs.</b> Allen, Heman L.	<b>Messrs.</b> Mackintosh, Chas A.
Baker, John I.	Maguire, John G.
Barnard, Charles T.	Manning, Patrick H.
Barton, John S.	Martin, Charles B.
Bowker, Horace L.	Martin, Henry B.
Brigham, Andrew C.	McDonald, Patrick F.
Cheever, John H.	Melden, William R.
Clark, Aaron F.	Miller, Charles H.
Clark, George L.	Moriarty, Eugene M.
Cogswell, William	Morse, Bushrod
Courtney, John	Pattee, William G. A.
Cowdrey, George	Peabody, W. Scott
Craig, George E.	Peck, Herbert L.
Cushman, Solomon F.	Pedrick, Francis E.
Doherty, John	Perry, Isaac F. B.
Dolan, Daniel F.	Randall, Charles L.
Dolan, Michael J.	Reade, John
Donahoe, Charles W.	Reed, Charles M.
Fennessey, Jer. G.	Reynolds, Enos H.
Foley, Patrick E.	Richardson, David M.
Frizzell, William H.	Sexton, Michael
Gaffney, Frank H.	Shaw, Edward H.
Gilmartin, Dennis	Stetson, Alonzo J.
Hall, Thomas J.	Stow, T. Dwight
Holbrook, Caleb	Sullivan, Dennis A.
Hopkins, John	Tarone, James
Hunt, Samuel C.	Warner, John F.
Jackson, John	Webster, Franklin I.
Joyer, Herbert C.	Welch, Americus
Kelley, Joseph J.	Wells, Daniel W.
Kilduff, William	Whitehill, John
Lamb, Abraham J.	Wilkinson, John W.
Littlefield, George W.	Wright, John H.

Yea, 92; nays, 66.

On this question, Mr. Willson of Salem, who it was

## JOURNAL OF THE HOUSE,

announced would have voted in the affirmative, was paired with Mr. Aldrich of Marlborough.

The order, as amended, was then adopted and sent up for concurrence.

*Hour of Meeting.*

Hour of meet-  
ing.

On motion of Mr. Cogswell of Salem,—

*Voted*, That when the House adjourn to-day it be to meet on Friday next, at 2 o'clock P. M.

Subsequently, Mr. Joyner of Great Barrington moved a reconsideration of this vote; pending which question, Mr. Leonard of Boston moved that the House adjourn. On this question the yeas and nays were ordered, at the request of Mr. Hopkins of Millbury; and the roll being called, the motion was carried by a vote of 87 yeas to 69 nays, as follows:—

YEAS.

Messrs. Adams, Frank W.	Messrs. Glines, Edward
Atherton, Arlon S.	Gordon, William, Jr.
Babbitt, Francis S.	Gove, Jesse M.
Ball, George H.	Harrub, Fred. M.
Bancroft, William A.	Hildreth, Edwin A.
Barker, Forrest E.	Hill, Edwin N.
Barker, George A.	Howes, Lewis W.
Batchelder, Geo. E.	Howland, Charles H.
Briggs, Bradford B.	Hubbard, Sabin
Burr, Charles C.	Jackson, John
Bush, Horace W.	Jacobs, Joseph, Jr.
Butler, Daniel	Jefts, Luman T.
Butterfield, Jesse B.	Kimball, William R.
Campbell, Benj. F.	Learnard, George E.
Candage, Rufus G. F.	Leighton, John W.
Chamberlain, Geo. D.	Linnell, Solomon, 2d
Chappelle, Julius C.	Lord, Charles S.
Clark, Wilder P.	Mason, James H.
Cluff, Daniel B.	Miller, John D.
Cogswell, William	Morse, Leonard T.
Coombs, John P.	Nason, Jesse L.
Cushing, Louis T.	Nourse, Henry S.
Cushman, Solomon F.	Parker, John L.
Davenport, James F.	Perry, Isaac F. B.
Dwinell, James F.	Pilsbury, Edwin L.
Eames, Warren	Potter, Burton W.
Eastman, Edmund T.	Rice, Samuel I.
Ernst, George A. O.	Robinson, Orlando G.
Foster, William W.	Saville, Leonard A.
Freeman, Josiah	Sayward, William H.
Gifford, John W.	Shaw, Edward H.

TUESDAY, JULY 3, 1883.

799

<b>Messrs.</b> Simpson, Thomas C.	<b>Messrs.</b> Tyler, Albert
Small, Edward E.	Varnum, Daniel H.
Smith, George E.	Walker, Aaron G.
Smith, Joel	Warfield, Henry L.
Snow, Edmund F.	Weston, Thomas, Jr.
Sprague, Henry H.	White, Henry J.
Stebbins, John B.	Whitehill, John
Stetson, George F.	Whitmarsh, Wm. W.
Stetson, Sprague S.	Whitney, William H.
Stockbridge, Levi	Williams, Fred. H.
Sweetser, Albert H.	Winchester, Fitch A.
Switzer, James W.	Wolcott, Roger.
Towne, Charles A.	

NAYS.

<b>Messrs.</b> Aldrich, Samuel N.	<b>Messrs.</b> Kilduff, William
Allen, Heman L.	Kniffin, George E.
Baker, John I.	Lackey, George A.
Barnard, Charles T.	Littlefield, George W.
Barton, John S.	Mackintosh, Chas. A.
Bowker, Horace L.	Maguire, John G.
Brigham, Andrew C.	Manning, Patrick H.
Browne, Andrew J.	Martin, Charles B.
Cheever, John H.	Martin, Henry B.
Clark, Aaron F.	Melden, William R.
Clark, George L.	Miller, Charles H.
Cogswell, Adams H.	Moriarty, Eugene M.
Copeland, William A.	Morse, Bushrod
Courtney, John	Olmsted, John
Cowdrey, George	Pattee, William G. A.
Craig, George E.	Peabody, W. Scott
Doherty, John	Peck, Herbert L.
Dolan, Daniel F.	Pedrick, Francis E.
Dolan, Michael J.	Randall, Charles L.
Donahoe, Charles W.	Reade, John
Fennessey, Jer. G.	Reed, Charles M.
Foley, Patrick E.	Reynolds, Enos H.
Foster, Joshua T.	Richardson, David M.
Frizzell, William H.	Sexton, Michael
Gaffney, Frank H.	Stetson, Alonzo J.
Gilmartin, Dennis	Stow, T. Dwight
Hall, Thomas J.	Streeter, Dwight W.
Holbrook, Caleb	Sullivan, Dennis A.
Hopkins, John	Tarone, James
Hunt, Samuel C.	Warner, John F.
Joyner, Herbert C.	Webster, Franklin I.
Kelley, Joseph J.	Welch, Americus

## JOURNAL OF THE HOUSE,

Messrs. Wells, Daniel W.      Messrs. Wilkinson, John W.  
 Whitin, Arthur F.      Wright, John H.  
 Wiggins, Thomas P.

Yea, 87; nays, 69.

At forty-five minutes after three o'clock, the House adjourned.

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**FRIDAY, July 6, 1883.**

Met according to adjournment, at 2 o'clock P. M.

Prayer was offered by the Chaplain.

*Order.*

**Prorogation.**

The order relative to prorogation laid over from Tuesday afternoon, was, on motion of Mr. Morse of Sharon, postponed for consideration until next Tuesday.

*Hour of Meeting.*

**Hour of meeting.**

On motion of Mr. Parker of Lynn,—

*Voted*, That when the House adjourns this afternoon, it be to meet on Tuesday next, at 2 o'clock P. M.

*Report of Committee.*

**Salaries of the clerks of the Senate and House.**

By Mr. Davenport of Fall River, from the committee on Finance, asking to be discharged from further consideration of the Bill relating to the salaries of the Clerks of the Senate and of the House of Representatives. Read and accepted, and the bill was placed in the orders of the day for Tuesday next for a second reading.

At twelve minutes past 2 o'clock, the House adjourned.

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**TUESDAY, July 10, 1883.**

Met according to adjournment, at 2 o'clock P. M.

Prayer was offered by the Chaplain.

*Leave Asked to Introduce a Bill.*

**State Industrial School.**

Mr. Bowker of Boston asked leave to introduce a Bill relating to the State Industrial School for Girls at Lancaster. The bill was read, and by a vote of 39 to 62 the House refused to grant leave.

*Petition Presented.*

By Mr. Smith of Leominster, a petition of the selectmen of Leominster for "An Act authorizing said town to renew its water bonds." Referred, under suspension of the 12th joint rule, to the committee on Water Supply and Drainage, and sent up for concurrence.

Leominster  
water bonds.

*Papers from the Senate.*

A petition of Frank Soule, proprietor of a hotel on Lynn Beach, within the city of Lynn, that said city be authorized to supply said hotel with water for fire and hotel uses, was referred, in concurrence, under suspension of the 12th joint rule, to the committee on Water Supply and Drainage.

Lynn Beach  
hotel.

A Resolve amending chapter 43 of the resolves of the current year, introduced on leave in the Senate under suspension of the 12th joint rule, came down referred to the committee on Prisons. The House refused to concur with the Senate in the suspension of the 12th joint rule, and the resolve was referred to the next General Court.

Subsequently, Mr. Aldrich of Marlborough moved to reconsider the vote whereby the House refused to concur with the Senate in the suspension of the 12th joint rule. Under the rule, the motion to reconsider was placed in the orders of the day for to-morrow.

*Report of Committee.*

By Mr. Davenport of Fall River, from the committee on Finance, who were instructed to report forthwith a bill to apportion and assess a State tax of not more than one million five hundred thousand dollars, a Bill to apportion and assess a State tax of one million five hundred thousand dollars. Read and ordered to a second reading. On motion of Mr. Baker of Beverly the rule was suspended, and the bill was read a second time and ordered to a third reading. Mr. Cogswell of Salem moved a further suspension of the rule that the bill might take its third reading. The House refused to further suspend the rule, and the bill was placed in the orders of the day for to-morrow for a third reading.

State tax.

*State Work-  
house at Bridge-  
water.*

The following message was received from His Excellency the Governor: —

EXECUTIVE DEPARTMENT,  
BOSTON, July 10, 1883.

*To the Honorable the House of Representatives:*

The members of the House have undoubtedly been informed, through the public prints, of the destruction of the State Workhouse at Bridgewater by fire.

The whole of the building used for the habitation and confinement of the inmates of the institution was destroyed on Saturday last, leaving unburned the barns and the adjacent out-buildings only.

All the buildings were appraised on the first of October last at \$132,000. But as the appraisal is only reported in a lump sum, it is impossible from any official sources to state what is the worth of the remaining buildings.

While the destroyed buildings in a certain degree answered the purposes of the institution, yet, from their piecemeal construction and unfitness for the purpose for which they are devoted, their worth to the State was much less than the appraised value, which it is supposed had some relation to their cost. I have no doubt that for \$60,000, and perhaps less, with due regard for economy, buildings could be built in which the inmates of the workhouse could be in a far better manner accommodated and cared for.

There was a very considerable portion of the personal property, consisting of clothing, furniture, tools and machinery destroyed, which makes the loss to the State sufficiently severe.

The inmates — and I use the word as a generic term, because while most come there as convicts, at the present time, yet there are considerable numbers who are there voluntarily — have been provided for at the State Reform School at Westborough, which has sufficient room for their present accommodation. But this provision ought only to be temporary, as in an emergency, if the State Reform School is to be continued. While the whole number of inmates at Bridgewater is at this season of the year somewhere in the neighborhood of one hundred and thirty, yet in the winter season vagrants, common drunkards,

and other persons convicted of minor offences are sent there, so as to raise the number in some cases to about four hundred, together with the State paupers who are transferred thence from Tewksbury.

Three questions present themselves to the legislature : —

I. Shall the Bridgewater State Workhouse be continued ? If so, it must be rebuilt and equipped at an expense, ultimately, of at least \$100,000.

II. Will the State abandon this feature in her correctional system of administration, and distribute the convicts to the houses of correction in the several counties ?

III. Will the State devote the Westborough establishment to this institution, and distribute its present inmates to other correctional institutions, or endeavor to maintain the school as a part of the State Workhouse ?

There is in favor of the first proposition, the fact that there is a large amount of land at Bridgewater, well situated except perhaps as regards drainage, under a very good state of cultivation, with entirely sufficient agricultural buildings. The appraised value of its land is in the neighborhood of twenty-five thousand dollars, and the buildings perhaps some eight or ten thousand dollars more. It may be doubted whether, if the land and buildings are abandoned by the State and sold to the highest bidder, they would bring more than fifteen per cent. upon their cost or appraised value.

Another argument in favor of the same proposition is that by erecting new buildings, the present correctional system for minor offences would be continued in force.

Against it is the expenditure, when fully completed and equipped, of say \$125,000, and establishing a place of confinement where the average board and care of each inmate cost, last year, \$154.74 ; or a weekly cost of \$3, which is considerably more than double the cost for the same class of convicts in some of the houses of correction in the counties.

The argument in support of the second proposition is that the inmates can be cared for in the houses of correction much more economically than under the State Workhouse system. The paupers can be supported at the State Almshouse, and, under proper administration, can be equally well cared for.

In the affirmative of the third question the argument is that this would be by far the most economical course for

## JOURNAL OF THE HOUSE,

the State, if it is to continue the present State Workhouse system ; but it would require the abandonment or merging of the Westborough Reform School for Boys, without perhaps any very great harm to the boys, who are under sentence generally for graver offences than are those who are sentenced to the State Workhouse.

There is still another proposition which involves somewhat different consideration : The reports of the increasing number of the insane demonstrate that almost as soon as proper buildings can be prepared, a new insane hospital must be erected, in which it would seem to be as well that the chronic and imbecile insane who are now under the care of the State, might be put together in one establishment, in plain economical buildings to be adapted to the different treatment needed by each class, where the beneficiaries might be afforded the comforts of more home-like care, and given employments and amusements which would alleviate the sufferings of their unhappy condition in a more economical manner to the State than is now done at either of the hospitals, or the insane asylum at Tewksbury ; and the patients at the overcrowded insane hospitals might be so classified as to give greater scope for a hope of improvement than by the present system. Certain it is that something must be done soon in this direction, and this may be the opportune moment to do it. Thereby the well-tilled farm at Bridgewater, with its expensive agricultural buildings and its extent of land, might be utilized to the State, which, if the Bridgewater establishment were to be abandoned, would otherwise be lost.

These suggestions, which, from the haste in which they are prepared, I admit to be crude, I respectfully submit for the consideration of the legislature.

I believe if Bridgewater is to be rebuilt an appropriation of \$50,000 to rebuild a portion of it sufficient to accommodate all of the inmates of such an institution that cannot as well be cared for in other institutions, is all that could be profitably used during the present year. And if say ten thousand dollars more should be appropriated to refurnish the establishment in addition to the present appropriations, enough may be done to put a very considerable portion of it in working order by the coming winter, so that the inmates who ought to go there can be cared for ; the further work to be done to come within the province of the next General Court. If the legislature in its wisdom

should come to the conclusion to rebuild the establishment at Bridgewater for any purpose, then I respectfully submit that provision should be made that the plans and specifications of the buildings should be submitted to the governor and council for their approval. There is no occasion to build at Bridgewater either a monument to an architect or an advertisement of architectural designs, but only plain, economical, comfortable houses, substantially fire-proof, for the accommodation and safety of those whose esthetic capacities have either never been cultivated, or are impaired.

BENJ. F. BUTLER.

Read and referred to the committee on Public Charitable Institutions, and sent up for concurrence.

Subsequently, the message came down from the Senate referred in non-concurrence to a joint special committee, to consist of three on the part of the Senate, with such as the House may join; Messrs. Locke, Allen of Plymouth and McGeough being appointed the committee on the part of the Senate.

The House concurred in the action of the Senate, and the Speaker appointed the following named gentlemen the committee on the part of the House: —

Messrs. Gove of Boston, Cluff of Haverhill, O'Connell of Worcester, Reed of Bridgewater, Foster of Deerfield, Stetson of Lakeville, Sexton of Lowell and Morse of Sherborn.

#### *Question of Privilege.*

Mr. Mellen of Worcester rose to a question of privilege, and stated that his rights, as a member of the committee on Public Charitable Institutions, had been infringed upon by a majority of said committee, and made the following motion: —

Rights of a  
member, —  
Tewksbury  
Investigation.

“ That when the minority of the committee on Public Charitable Institutions desire to have a witness answer certain questions, that it be the right of the minority to have those questions answered notwithstanding the objections of the majority of said committee.”

After debate the motion was rejected by a vote of 64 yeas to 106 nays, the yeas and nays having been ordered at the request of Mr. Mellen. The vote was as follows:

## JOURNAL OF THE HOUSE,

## YEAS.

Messrs. Baker, John I.	Messrs. Kelley, Joseph G.
Barnard, Charles T.	Kilduff, William
Barton, John S.	Knox, Charles H.
Bates, Butler	Lamb, Abraham J.
Bird, Warren A.	Littlefield, George W.
Bowker, Horace L.	Maguire, John G.
Brigham, Andrew C.	Manning, Patrick H.
Butler, Thomas C.	Martin, Charles B.
Cheever, John H.	Martin, Henry B.
Clark, Aaron F.	McDonald, Patrick F.
Conlin, Christopher P.	McGaragle, Patrick F.
Costello, Michael W.	Melden, William R.
Courtney, John	Mellen, James H.
Cowdrey, George	Moriarty, Eugene M.
Craig, George E.	Morrison, Alva S.
Cronin, Cornelius F.	Morse, Bushrod
Dolan, Daniel F.	Murphy, John R.
Dolan, Michael J.	O'Connell, David F.
Donahoe, Charles W.	Pattee, William G. A.
Eaton, William N.	Peabody, W. Scott,
Entwistle, James R.	Peck, Herbert L.
Foley, Patrick E.	Randall, Charles L.
Frizzell, William H.	Reade, John
Gaffney, Frank H.	Reed, Charles M.
Gilmartin, Dennis	Reynolds, Enos H.
Gimlich, Jacob	Richardson, David M.
Hall, Thomas J.	Sexton, Michael
Holbrook, Caleb	Shaw, Edward H.
Hopkins, John	Stetson, Alonzo J.
Howes Erastus	Stow, T. Dwight
Hunt, Samuel C.	Tarone, James
Joyner, Herbert C.	Williams, John S.

## NAYS.

Messrs. Adams, Frank W.	Messrs. Burr, Charles C.
Aiken, John A.	Bush, Horace W.
Ambrose, David L.	Butler, Daniel
Atherton, Arlon S.	Butterfield, Jesse B.
Babbitt, Francis S.	Campbell, Benj. F.
Ball, George H.	Candage, Rufus G. F.
Bancroft, William A.	Carr, Alonzo A.
Barker, Forrest E.	Chamberlain, Geo. D.
Barker, George A.	Chappelle, Julius C.
Batchelder, George E.	Chester, William F.
Bixby, Nelson H.	Cluff, Daniel B.
Boardman, Halsey J.	Cogswell, Adams H.
Browne, Andrew J.	Cogswell, William

<b>Messrs.</b> Coombs, John P.	<b>Messrs.</b> Nourse, Henry S.
Copeland, William A.	Parker, John L.
Cushman, Solomon F.	Parker, Walter O.
Davenport, James F.	Pilsbury, Edwin L.
Davis, Samuel M.	Potter, Burton W.
Denham, James R.	Rice, Samuel I.
Dwinell, James F.	Richardson, Chas. W.
Eames, Warren	Robinson, Orlando G.
Eastman, Edmund T.	Sargent, Wingate P.
Ernst, George A. O.	Saville, Leonard A.
Fisk, David	Sayward, William H.
Foster, Joshua T.	Simpson, Thomas C.
Foster, William W.	Small, Edward E.
Glines, Edward	Smith, George E.
Goodman, Allen W.	Smith, Joel
Harrub, Fred. M.	Snow, Edmund F.
Higginbottom, Allen	Sprague, Henry H.
Hildreth, Edwin A.	Staples, Samuel
Hill, Edwin N.	Starbird, Charles D.
Howes, Lewis W.	Stebbins, John B.
Howland, Charles H.	Steere, Marquis D. F.
Hubbard, Sabin	Stetson, George F.
Huntoon, George L.	Stetson, Sprague S.
Hutchinson, Charles C.	Sweetser, Albert H.
Jacobs, Joseph, Jr.	Switzer, James W.
Jefts, Luman T.	Tilly, John
Kellogg, George	Towne, Charles A.
Kimball, D. Frank	Varnum, Daniel H.
Kimball, William R.	Walker, Aaron G. .
Kingsley, Chester W.	Warfield, Henry L.
Lackey, George A.	Wells, Daniel W.
Learnard, George E.	Weston, Thomas, Jr.
Leighton, John W.	White, Henry J.
Leonard, Job M.	Whitin, Arthur F.
Linnell, Solomon, 2d	Whiting, Albert T.
Mackintosh, Chas. A.	Whitney, William H.
Mason, James H.	Wiggins, Thomas P.
Miller, John D.	Williams, Fred. H.
Morse, Leonard T.	Willson, Edmund B.
Nason, Jesse L.	Winchester, Fitch A.

Yeas, 64; nays, 106.

On this question, Messrs. Sullivan of Lawrence, Fennessy of Boston, Wright of Holyoke, Leonard of Agawam, Pedrick of Marblehead, Cushing of Cohasset, Wildes of Chicopee and Wilkinson of Cambridge, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Gove of Boston, Cobb of

## JOURNAL OF THE HOUSE,

Barnstable, Smith of Andover, Clark of Boston, Webster of Montague, Newell of Longmeadow and Briggs of Sandwich.

*Order.*

Tewksbury  
almshouse in-  
vestigation.

The following order, offered by Mr. Joyner of Great Barrington, was laid over at the request of Mr. Glines of Somerville :—

*Ordered.*, That the committee on Public Charitable Institutions be instructed to hear and consider any evidence that may be offered to said committee by His Excellency the Governor, in reference to the management of the Tewksbury almshouse, whenever the Governor shall state upon his honor that he believes such offered evidence material to the purposes of the investigation now being had by said committee.

*Ordered.*, That any member of said committee be and is hereby authorized to put any question (and to receive answer thereto) to any witness produced before said committee and testifying in reference to the subject-matter of said investigation, whenever the member shall state upon his honor that such question is not intended for delay, but is intended to obtain some fact which he believes material to the case in hearing ; and

*Ordered.*, That these orders apply to any evidence, oral or written, that shall be produced before said committee.

*Hour of Meeting.*

Hour of meet-  
ing.

Mr. Glines of Somerville moved that when the House adjourn it be to meet Friday next, at two o'clock P. M. The motion was lost.

Subsequently Mr. Cogswell of Salem moved that when the House adjourn it be to meet Friday morning, at eleven o'clock. Mr. Dwinell of Winchester moved the previous question. On this question the yeas and nays were ordered, at the request of Mr. Joyner of Great Barrington, and the roll being called, the previous question was ordered by a vote of 90 yeas to 55 nays, as follows :—

YEAS.

Messrs. Adams, Frank W.	Messrs. Bancroft, William A.
Aiken, John A.	Barker, Forrest E.
Ambrose, David L.	Barker, George A.
Atherton, Arlon S.	Batchelder, George E.
Babbitt, Francis S.	Bates, Butler

<b>Messrs.</b> Bixby, Nelson H.	<b>Messrs.</b> Leighton, John W.
Boardman, Halsey J.	Leonard, Job M.
Browne, Andrew J.	Linnell, Solomon, 2d
Bush, Horace W.	Means, Arthur F.
Butler, Daniel	Melden, William R.
Butterfield, Jesse B.	Miller, John D.
Campbell, Benj. F.	Morse, Leonard T.
Candage, Rufus G. F.	Nason, Jesse L.
Chamberlain, Geo. D.	Olmsted, John
Chappelle, Julius C.	Parker, John L.
Clark, George L.	Parker, Walter O.
Cluff, Daniel B.	Pilsbury, Edwin L.
Cogswell, William	Rice, Samuel I.
Coombs, John P.	Richardson, David M.
Copeland, William A.	Robinson, Orlando G.
Davenport, James F.	Saville, Leonard A.
Davis, Samuel M.	Sayward, William H.
Dolan, Daniel F.	Small, Edward E.
Dwinell, James F.	Smith, George E.
Eames, Warren	Smith, Joel
Eastman, Edmund T.	Snow, Edmund F.
Foster, Joshua T.	Sprague, Henry H.
Foster, William W.	Staples, Samuel
Fuller, Charles	Starbird, Charles D.
Glines, Edward	Stebbins, John B.
Goodman, Allen W.	Stetson, George F.
Gove, Jesse M.	Sweetser, Albert H.
Harrub, Fred. M.	Switzer, James W.
Higginbottom, Allen	Tilly, John
Hildreth, Edwin A.	Towne, Charles A.
Hill, Edwin N.	Varnum, Daniel H.
Howland, Charles H.	Walker, Aaron G.
Hubbard, Sabin	Warfield, Henry L.
Huntoon, George L.	Weston, Thomas, Jr.
Jacobs, Joseph, Jr.	White, Henry J.
Jests, Luman T.	Whitin, Arthur F.
Kimball, D. Frank	Whiting, Albert T.
Kimball, William R.	Wiggins, Thomas P.
Kingsley, Chester W.	Williams, Fred. H.
Lackey, George A.	Willson, Edmund B.

**NAYS.**

<b>Messrs.</b> Barton, John S.	<b>Messrs.</b> Costello, Michael W.
Bird, Warren A.	Courtney, John
Bowker, Horace L.	Cowdrey, George
Brigham, Andrew C.	Craig, George E.
Cheever, John H.	Cronin, Cornelius F.
Clark, Aaron F.	Dolan, Michael J.
Cogswell, Adams H.	Donahoe, Charles W.

## JOURNAL OF THE HOUSE,

Messrs. Eaton, William N.	Messrs. Martin, Henry B.
Fernald, Oliver G.	McDonald, Patrick F.
Foley, Patrick E.	McGaragle, Patrick F.
Frizzell, William H.	Moriarty, Eugene M.
Gaffney, Frank H.	Morrison, Alva S.
Gilmartin, Dennis	Morse, Bushrod
Gimlich, Jacob	Murphy, John R.
Holbrook, Caleb	Pattee, William G. A.
Hopkins, John	Pedrick, Francis E.
Howes, Erastus	Randall, Charles L.
Hunt, Samuel C.	Reed, Charles M.
Joyner, Herbert C.	Reynolds, Enos H.
Kelley, Joseph J.	Sexton, Michael
Kellogg, George	Stetson, Alonzo J.
Kilduff, William	Sullivan, Dennis A.
Knox, Charles H.	Tarone, James
Lamb, Abraham J.	Wells, Daniel W.
Littlefield, George W.	Whitney, William H.
Mackintosh, Chas. A.	Wilkinson, John W.
Manning, Patrick H.	Williams, John S.
Martin, Charles B.	

Yea, 90 ; nays, 55.

On this question, Messrs. Cobb of Barnstable, Learnard of Boston, Webster of Montague and Ernst of Boston, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Fennessey of Boston, Baker of Beverly, Cushing of Cohasset and Reade of Boston.

Mr. Baker of Beverly moved that the House adjourn. On this motion the yeas and nays were ordered, at the request of Mr. Fennessey of Boston, and the roll being called, the motion was lost by a vote of 50 yeas to 78 nays, as follows : —

## YEAS.

Messrs. Aiken, John A.	Messrs. Dolan, Michael J.
Barton, John S.	Eaton, William N.
Bates, Butler	Fernald, Oliver G.
Bird, Warren A.	Foley, Patrick E.
Bowker, Horace L.	Frizzell, William H.
Cheever, John H.	Gaffney, Frank H.
Clark, Aaron F.	Gilmartin, Dennis
Clark, George L.	Gimlich, Jacob
Courtney, John	Holbrook, Caleb
Cowdrey, George	Hopkins, John
Craig, George E.	Hunt, Samuel C.
Dolan, Daniel F.	Joyner, Herbert C.

<b>Messrs.</b> Kelley, Joseph J.	<b>Messrs.</b> Pattee, William G. A.
Kilduff, William	Randall, Charles L.
Knox, Charles H.	Reade, John
Lamb, Abraham J.	Reed, Charles M.
Littlefield, George W.	Reynolds, Enos H.
Manning, Patrick H.	Sexton, Michael
Martin, Charles B.	Staples, Samuel
Martin, Henry B.	Stetson, Alonzo J.
McDonald, Patrick F.	Sullivan, Dennis A.
McGaragle, Patrick F.	Tarone, James
Morrison, Alva S.	Wells, Daniel W.
Morse, Bushrod	Whitney, William H.
O'Connell, David F.	Williams, John S.

**NAYS.**

<b>Messrs.</b> Adams, Frank W.	<b>Messrs.</b> Hill, Edwin N.
Ambrose, David L.	Hubbard, Sabin
Atherton, Arlon S.	Huntoon, George L.
Babbitt, Francis S.	Jefts, Luman T.
Bancroft, William A.	Kellogg, George
Barker, Forrest E.	Kimball, D. Frank
Barker, George A.	Kimball, William R.
Batchelder, George E.	Kingsley, Chester W.
Bixby, Nelson H.	Lackey, George A.
Boardman, Halsey J.	Leonard, Job M.
Browne, Andrew J.	Linnell, Solomon, 2d
Bush, Horace W.	Means, Arthur F.
Butler, Daniel	Melden, William R.
Butterfield, Jesse B.	Miller, John D.
Campbell, Benjamin F.	Morse, Leonard T.
Candage, Rufus G. F.	Nason, Jesse L.
Chappelle, Julius C.	Parker, John L.
Cluff, Daniel B.	Parker, Walter O.
Coombs, John P.	Pilsbury, Edwin L.
Copeland, William A.	Rice, Samuel I.
Costello, Michael W.	Richardson, Chas. W.
Davenport, James F.	Robinson, Orlando G.
Davis, Samuel M.	Saville, Leonard A.
Donahoe, Charles W.	Sayward, William H.
Dwinell, James F.	Small, Edward E.
Eames, Warren	Smith, George E.
Eastman, Edmund T.	Smith, Joel
Foster, Joshua T.	Snow, Edmund F.
Foster, William W.	Sprague, Henry H.
Glines, Edward	Starbird, Charles D.
Goodman, Allen W.	Stebbins, John B.
Gove, Jesse M.	Stetson, George F.
Higginbottom, Allen	Sweetser, Albert H.
Hildreth, Edwin A.	Switzer, James W.

<b>Messrs.</b> Towne, Charles A.	<b>Messrs.</b> White, Henry J.
Varnum, Daniel H.	Whitin, Arthur F.
Walker, Aaron G.	Whiting, Albert T.
Warfield, Henry L.	Williams, Fred. H.
Weston, Thomas, Jr.	Willson, Edmund B.

Yea<sup>s</sup>, 50 ; nay<sup>s</sup>, 78.

On this question, Messrs. Baker of Beverly, Brigham of South Abington, Webster of Montague, Cronin of Boston, Mackintosh of Dedham, Pedrick of Marblehead, Wilkinson of Cambridge and Moriarty of Worcester, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Learnard of Boston, Harrub of Plympton, Cushing of Cohasset, Wiggin<sup>s</sup> of Marblehead, Jacobs of Hingham, Clark of Winchendon, Howland of Plymouth and Cogswell of Salem.

At the request of Mr. Moriarty of Worcester, the yeas and nays were ordered on the motion of Mr. Cogswell of Salem.

On this question, Mr. Morse of Sharon asked to be excused from voting, and there being no objection made, he was excused.

Mr. Mackintosh of Dedham asked that he be excused from voting. Objection was made, and Mr. Hopkins of Millbury moved that Mr. Mackintosh be excused from voting. At the request of Mr. Moriarty of Worcester, the yeas and nays were ordered on this question.

Mr. Fennessey of Boston then moved that the House adjourn, and asked that the vote on his motion be verified by a call of the yeas and nays. The roll was called, and the motion to adjourn was lost by a vote of 53 yeas to 64 nays, as follows : —

#### YEAS.

<b>Messrs.</b> Aiken, John A.	<b>Messrs.</b> Cowdrey, George
Baker, John I.	Craig, George E.
Barton, John S.	Cronin, Cornelius F.
Bates, Butler	Dolan, Daniel F.
Bird, Warren A.	Dolan, Michael J.
Bowker, Horace L.	Donahoe, Charles W.
Chamberlain, Geo. D.	Eames, Warren
Cheever, John H.	Foley, Patrick E.
Clark, Aaron F.	Frizzell, William H.
Clark, George L.	Fuller, Charles
Costello, Michael W.	Gaffney, Frank H.
Courtney, John	Gilmartin, Dennis

**Messrs.** Gimlich, Jacob  
 Holbrook, Caleb  
 Hopkins, John  
 Hunt, Samuel C.  
 Joyner, Herbert C.  
 Knox, Charles H.  
 Lamb, Abraham J.  
 Littlefield, George W.  
 Mackintosh, Charles A.  
 Manning, Patrick H.  
 Martin, Charles B.  
 McDonald, Patrick F.  
 McGaragle, Patrick F.  
 Mellen, James H.  
 Morrison, Alva S.

**Messrs.** Morse, Bushrod  
 Murphy, John R.  
 O'Connell, David F.  
 Pattee, William G. A.  
 Reade, John  
 Reed, Charles M.  
 Reynolds, Enos H.  
 Sexton, Michael  
 Stetson, Alonzo J.  
 Tarone, James  
 Webster, Franklin I.  
 Wells, Daniel W.  
 Whitney, William H.  
 Williams, John S.

**NAYS.**

**Messrs.** Ambrose, David L.  
 Atherton, Arlon S.  
 Babbitt, Francis S.  
 Bancroft, William A.  
 Barker, Forrest E.  
 Barker, George A.  
 Batchelder, George E.  
 Boardman, Halsey J.  
 Browne, Andrew J.  
 Bush, Horace W.  
 Butler, Daniel  
 Butterfield, Jesse B.  
 Candage, Rufus G. F.  
 Chappelle, Julius C.  
 Chester, William F.  
 Cluff, Daniel B.  
 Coombs, John P.  
 Copeland, William A.  
 Davenport, James F.  
 Dwinell, James F.  
 Eastman, Edmund T.  
 Foster, Joshua T.  
 Foster, William W.  
 Glines, Edward  
 Gove, Jesse M.  
 Higginbottom, Allen  
 Hildreth, Edwin A.  
 Hill, Edwin N.  
 Hubbard, Sabin  
 Huntoon, George L.  
 Kimball, D. Frank  
 Kimball, William R.

**Messrs.** Lackey, George A.  
 Learnard, George E.  
 Leonard, Job M.  
 Linnell, Solomon, 2d  
 Means, Arthur F.  
 Melden, William R.  
 Miller, John D.  
 Nason, Jesse L.  
 Parker, John L.  
 Parker, Walter O.  
 Pilsbury, Edwin L.  
 Richardson, Chas. W.  
 Robinson, Orlando G.  
 Saville, Leonard A.  
 Sayward, William H.  
 Small, Edward E.  
 Smith, George E.  
 Snow, Edmund F.  
 Sprague, Henry H.  
 Starbird, Charles D.  
 Stebbins, John B.  
 Stetson, George F.  
 Sweetser, Albert H.  
 Switzer, James W.  
 Towne, Charles A.  
 Varnum, Daniel H.  
 Walker, Aaron G.  
 Warfield, Henry L.  
 White, Henry J.  
 Whitin, Arthur F.  
 Whiting, Albert T.  
 Willson, Edmund B.

Yea<sup>s</sup>, 53 ; nay<sup>s</sup>, 64.

## JOURNAL OF THE HOUSE,

On this question, Messrs. Kilduff of Boston, Brigham of South Abington, Pedrick of Marblehead, Wildes of Chicopee, Moriarty of Worcester, Fennessey of Boston, Kelley of Cambridge, Wilkinson of Cambridge and Sullivan of Lawrence, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Adams of Royalston, Harrub of Plympton, Clark of Winchendon, Goodman of Dana, Cogswell of Salem, Cable of Hyde Park, Williams of Foxborough, Howland of Plymouth and Campbell of Boston.

The roll was called on the motion of Mr. Hopkins that Mr. Mackintosh of Dedham be excused from voting, and the motion was lost by a vote of 44 yeas to 56 nays, as follows:—

## YEAS.

Messrs. Ambrose, David L.	Messrs. Glines, Edward
Baker, John I.	Higginbottom, Allen
Bancroft, William A.	Hill, Edwin N.
Barker, Forrest E.	Hubbard, Sabin
Boardman, Halsey J.	Joyner, Herbert C.
Brigham, Andrew C.	Kimball, William R.
Browne, Andrew J.	Means, Arthur F.
Bush, Horace W.	Melden, William R.
Butler, Daniel	Miller, John D.
Clark, Aaron F.	Morse, Bushrod
Clark, George L.	Parker, John L.
Coombs, John P.	Pilsbury, Edwin L.
Copeland, Wm. A.	Reynolds, Enos H.
Davenport, James F.	Sayward, William H.
Eames, Warren	Sprague, Henry H.
Eastman, Edmund T.	Stetson, Alonzo J.
Fennessey, Jer. G.	Sweetser, Albert H.
Fernald, Oliver G.	Switzer, James W.
Foley, Patrick E.	Walker, Aaron G.
Foster, Joshua T.	Weston, Thomas, Jr.
Foster, William W.	White, Henry J.
Frizzell, William H.	Whitin, Arthur F.

## NAYS.

Messrs. Aiken, John A.	Messrs. Chappelle, Julius C.
Atherton, Arlon S.	Cheever, John H.
Babbitt, Francis S.	Chester, William F.
Barker, George A.	Cluff, Daniel B.
Batchelder, Geo. E.	Costello, Michael W.
Bird, Warren A.	Courtney, John
Bowker, Horace L.	Cowdrey, George
Candage, Rufus G. F.	Craig, George E.

**Messrs.** Dolan, Michael J.  
 Donahoe, Charles W.  
 Fuller, Charles  
 Gaffney, Frank H.  
 Gilmartin, Dennis  
 Gove, Jesse M.  
 Hildreth, Edwin A.  
 Holbrook, Caleb  
 Hopkins, John  
 Hunt, Samuel C.  
 Huntoon, George L.  
 Kellogg, George  
 Knox, Charles H.  
 Learnard, George E.  
 Leonard, Job M.  
 Linnell, Solomon, 2d  
 Littlefield, George W.  
 Manning, Patrick H.  
 Martin, Charles B.  
 McDonald, Patrick F.

**Messrs.** McGaragle, Patrick F.  
 Morrison, Alva S.  
 Parker, Walter O.  
 Pattee, William G. A.  
 Reade, John  
 Richardson, Chas. W.  
 Robinson, Orlando G.  
 Saville, Leonard A.  
 Sexton, Michael  
 Smith, George E.  
 Snow, Edmund F.  
 Starbird, Charles D.  
 Stetson, George F.  
 Sullivan, Dennis A.  
 Tarone, James  
 Towne, Charles A.  
 Varnum, Daniel H.  
 Warfield, Henry L.  
 Wells, Daniel W.  
 Williams, John S.

Yeas, 44; nays, 56.

On this question, Messrs. Adams of Royalston, Webster of Montague, Bixby of Adams, Lackey of Easton, O'Connell of Worcester, Barton of Dalton, Kelley of Cambridge, Cogswell of Salem and Wilkinson of Cambridge, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Kilduff of Boston, Cushing of Cohasset, Gimlich of Pittsfield, Dolan of Lawrence, Chester of Malden, Smith of Leominster, Williams of Foxborough, Moriarty of Worcester and Howland of Plymouth.

On motion of Mr. Nason of Boston, the House, at ten minutes before six o'clock,

Adjourned.

WEDNESDAY, July 11, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Order.*

Tewksbury  
almshouse in-  
vestigation.

The order offered yesterday by Mr. Joyner of Great Barrington and laid over, relative to evidence produced before the committee on Public Charitable Institutions in the matter of the investigation of the management of the Tewksbury almshouse, was further considered. After debate the yeas and nays were ordered on the question of its adoption, at the request of Mr. Morse of Sharon, and the roll being called the order was rejected by a vote of 49 yeas to 85 nays, as follows: —

## YEAS.

Messrs. Baker, John I.	Messrs. Littlefield, George W.
Barnard, Charles T.	Manning, Patrick H.
Barton, John S.	Martin, Henry B.
Beach, Theodore D.	McDonald, Patrick F.
Bird, Warren A.	McGaragle, Patrick F.
Bowker, Horace L.	Mellen, James H.
Brigham, Andrew C.	Moriarty, Eugene M.
Cheever, John H.	Morrison, Alva S.
Clark, Aaron F.	Morse, Bushrod
Costello, Michael W.	Pattee, William G. A.
Courtney, John	Reade, John
Cowdrey, George	Reed, Charles M.
Craig, George E.	Reynolds, Enos H.
Dolan, Daniel F.	Richardson, David M.
Dolan, Michael J.	Sexton, Michael
Frizzell, William H.	Shaw, Edward H.
Fuller, Charles	Staples, Samuel
Gilmartin, Dennis	Stetson, Alonzo J.
Gimlich, Jacob	Sullivan, Dennis A.
Holbrook, Caleb	Tyler, Albert
Hopkins, John	Webster, Franklin I.
Howes, Erastus	Wells, Daniel W.
Hunt, Samuel C.	Wilkinson, John W.
Joyner, Herbert C.	Williams, John S.
Kelley, Joseph J.	

## NAYS.

Messrs. Aiken, John A.	Messrs. Ball, George H.
Atherton, Arlon S.	Bancroft, William A.
Babbitt, Francis S.	Barker, Forrest E.

<b>Messrs.</b> Barker, George A.	<b>Messrs.</b> Learnard, George E.
Batchelder, George E.	Leighton, John W.
Briggs, Bradford B.	Linnell, Solomon, 2d
Browne, Andrew J.	Mackintosh, Charles A.
Bugbee, Benajah U.	Means, Arthur F.
Burr, Charles C.	Miller, John D.
Bush, Horace W.	Morse, Leonard T.
Butler, Daniel	Nason, Jesse L.
Campbell, Benjamin F.	Nourse, Henry S.
Candage, Rufus G. F.	Parker, John L.
Chamberlain, Geo. D.	Pilsbury, Edwin L.
Chappelle, Julius C.	Robinson, Orlando G.
Clark, Charles N.	Sargent, Wingate P.
Clark, George L.	Saville, Leonard A.
Cogswell, Adams H.	Sayward, William H.
Coombs, John P.	Simpson, Thomas C.
Cushing, Louis T.	Small, Edward E.
Davenport, James F.	Smith, Charles
Davis, Samuel M.	Smith, George E.
Dwinell, James F.	Smith, Joel
Eames, Warren	Snow, Edmund F.
Eastman, Edmund T.	Sprague, Henry H.
Ernst, George A. O.	Starbird, Charles D.
Fisk, David	Stebbins, John B.
Foster, Joshua T.	Stetson, George F.
Foster, William W.	Sweetser, Albert H.
Glines, Edward	Tilly, John
Goodman, Allen W.	Towne, Charles A.
Gove, Jesse M.	Varnum, Daniel H.
Harrub, Fred. M.	Walker, Aaron G.
Hill, Edwin N.	Warfield, Henry L.
Howes, Lewis W.	Weston, Thomas, Jr.
Howland, Charles H.	White, Henry J.
Hubbard, Sabin	Whitin, Arthur F.
Jacobs, Joseph, Jr.	Whiting, Albert T.
Jefts, Luman T.	Whitney, William H.
Kellogg, George	Wiggins, Thomas P.
Kimball, William R.	Williams, Fred. H.
Kingsley, Chester W.	Willson, Edmund B.
Lackey, George A.	

Yeas, 49; nays, 85.

On this question, **Messrs.** Aldrich of Marlborough, Fennessy of Boston, Cronin of Boston, Gaffney of Gloucester, Martin of Fall River, Pedrick of Marblehead, Murphy of Boston, Foley of Fall River and Melden of Lynn, who, it was announced, would have voted in the affirmative, were paired respectively with **Messrs.** Boardman of

Boston, Cable of Hyde Park, Chester of Malden, Parker of Ashburnham, Leonard of Somerset, Clark of Winchendon, Cluff of Haverhill, Copeland of Mansfield and Switzer of Lynn.

*Report of Committee.*

Tewksbury  
almshouse in-  
vestigation, —  
Thomas Marsh,  
Jr.

By Mr. Wolcott of Boston, from the committee on Public Charitable Institutions, submitting a statement of facts concerning the production of certain memorandum books by Thomas J. Marsh, Jr., before the committee on Public Charitable Institutions, in the matter of the investigation of the management of the State almshouse at Tewksbury. [Mr. Chamberlain of Cambridge, of the House, dissenting, and Messrs. Loring of the Senate and Learnard of Boston of the House, submitting their views, which are printed with the report.] (See House No. 417.)

Read and placed in the orders of the day for the afternoon.

*Orders of the Day.*

Orders of the  
day.

The motion to reconsider the vote whereby the House refused to concur with the Senate in the suspension of the 12th joint rule, on the Resolve amending chapter 43 of the resolves of the current year, was considered and was adopted. The recurring question on concurring with the Senate in suspending the 12th joint rule was carried by a vote of 52 to 22, and the resolve was referred, in concurrence, to the committee on Prisons.

The Bill relating to the salaries of the Clerks of the Senate and of the House of Representatives was read a second time, and pending the question on ordering to a third reading, it was, on motion of Mr. Glines of Somerville, laid on the table.

The order relative to appointing a committee to wait upon His Excellency and request him, with the advice and consent of the Council, to prorogue the two branches of the Legislature to the Tuesday next preceding the first Wednesday of January next, was considered, and, after debate, was rejected.

The Bill to apportion and assess a State tax of one million five hundred thousand dollars was read a third time and considered. Mr. Hill of Haverhill moved to amend, by

substituting a "Bill to apportion and assess a State tax of two million dollars." Mr. Baker of Beverly raised the point of order that the bill moved as an amendment by Mr. Hill having been once finally rejected by the House, it being the same bill which had been returned to the House by the Governor with his objections thereto in writing, and had failed to pass notwithstanding those objections, it could not now be moved as an amendment.

Point of order.

Pending the main question on the engrossment of the bill, and pending the amendment moved by Mr. Hill and the question of order raised thereon by Mr. Baker of Beverly, the House, at a quarter before one o'clock,

Adjourned.

#### AFTERNOON SESSION.

##### *Order.*

The following order, offered by Mr. Joyner of Great Barrington, was laid over at the request of Mr. Hill of Haverhill :—

*Ordered*, That the Speaker be and he is hereby authorized and required to issue his warrant to the Sergeant-at-arms, commanding said officer to arrest Thomas J. Marsh, Jr., wherever he may be found, and have his body at the bar of the House forthwith, to answer as for a contempt in refusing to comply with the order of the committee on Public Charitable Institutions requiring said Marsh to produce before said committee at one of its hearings upon the management of the Tewksbury almshouse, certain books said to contain records of bodies delivered by said Marsh to medical institutions for dissection or other scientific purposes, together with the sums of money received by said Marsh for such bodies. The terms of which order of said committee are fully set forth in the report of the majority thereof made to the House at its former session this day.

Thomas Marsh,  
Jr., — Tewks-  
bury almshouse  
investigation.

##### *Orders of the Day.*

The Bill to apportion and assess a State tax of one million five hundred thousand dollars was further considered, the question being on its engrossment. The Speaker ruled that the point of order raised by Mr. Baker of Beverly on the amendment moved by Mr. Hill of Haver-

Orders of the  
day.

Point of order.

## JOURNAL OF THE HOUSE,

hill was well taken, the House having once finally rejected the bill.

Mr. Hill further moved to amend by substituting a bill levying a tax of one million nine hundred thousand dollars. After debate, the amendment was rejected by a vote of 50 to 56. The bill was then passed to be engrossed and sent up for concurrence.

At a quarter before four o'clock, adjourned.

THURSDAY, July 12, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Order.*

Thomas J.  
Marsh, Jr., and  
Tewksbury  
almshouse in-  
vestigation.

The order relative to authorizing and requiring the Speaker to issue a warrant for the arrest of Thomas J. Marsh, Jr., offered yesterday by Mr. Joyner of Great Barrington, and laid over until to-day, was considered. After debate, and pending an amendment moved by Mr. Joyner to insert after the word "bodies," in line 13, the words "or for their care and transportation," the House,

At a quarter before one o'clock, adjourned.

AFTERNOON SESSION.

*Introduced on Leave.*

Compensation  
of members of  
the General  
Court.

By Mr. Howland of Plymouth, a Bill fixing the compensation of the members of the Legislature. Read, and on motion of Mr. Howland, the 12th joint rule was suspended, and the bill was sent up for concurrence in the suspension of the rule.

*Hour of Meeting.*

On motion of Mr. Glines of Somerville,—

Hour of meet-  
ing.

Voted, That when the House adjourns this afternoon it be to meet on Monday next, at 2 o'clock P. M.

*Orders of the Day.*

The order relative to authorizing the Speaker to issue a warrant for the arrest of Thomas J. Marsh, Jr., was further considered. On motion of Mr. Glines of Somerville it was voted that debate be closed at fifteen minutes past three o'clock, unless a vote should be sooner reached. The pending amendment moved by Mr. Joyner of Great Barrington was adopted. After debate the yeas and nays were ordered on the main question at the request of Mr. Bowker of Boston, and the roll being called the order was rejected by a vote of 41 yeas to 77 nays, as follows:—

Orders of the  
day.

## YEAS.

Messrs. Aldrich, Samuel N.	Messrs. Kilduff, William
Baker, John I.	Littlefield, George W.
Brigham, Andrew C.	Maguire, John G.
Butler, Thomas C.	McDonald, Patrick F.
Cheever, John H.	McGaragle, Patrick F.
Clark, Aaron F.	Mellen, James H.
Clark, George L.	Moriarty, Eugene M.
Costello, Michael W.	Morse, Bushrod
Courtney, John	Peck, Herbert L.
Cowdrey, George	Randall, Charles L.
Craig, George E.	Reade, John
Cushing, Louis T.	Reed, Charles M.
Dolan, Daniel F.	Sexton, Michael
Donahoe, Charles W.	Shaw, Edward H.
Entwistle, James R.	Stetson, Alonzo J.
Foley, Patrick E.	Stow, T. Dwight
Gaffney, Frank H.	Webster, Franklin I.
Howes, Erastus	Welch, Americus
Hunt, Samuel C.	Wells, Daniel W.
Joyner, Herbert C.	Wilkinson, John W.
Kelley, Joseph J.	

## NAYS.

Messrs. Ball, George H.	Messrs. Butterfield, Jesse B.
Bancroft, William A.	Campbell, Benjamin F.
Barker, Forrest E.	Candage, Rufus G. F.
Barker, George A.	Chappelle, Julius C.
Batchelder, George E.	Clark, Charles N.
Boardman, Halsey J.	Cluff, Daniel B.
Browne, Andrew J.	Cogswell, Adams H.
Burr, Charles C.	Cogswell, William
Bush, Horace W.	Davenport, James F.
Butler, Edward P.	Davis, Samuel M.

## JOURNAL OF THE HOUSE,

Messrs.	Denham, James R.	Messrs.	Parker, Walter O.
	Dwinell, James F.		Pilsbury, Edwin L.
	Eames, Warren		Rice, Samuel I.
	Eastman, Edmund T.		Robinson, Orlando G.
	Foster, Joshua T.		Sargent, Wingate P.
	Foster, William W.		Saville, Leonard A.
	Glines, Edward		Sayward, William H.
	Goodman, Allen W.		Shaylor, Pliny M.
	Gove, Jesse M.		Small, Edward E.
	Higginbottom, Allen		Smith, Charles
	Hildreth, Edwin A.		Smith, George E.
	Hill, Edwin N.		Smith, Joel
	Howes, Lewis W.		Snow, Edmund F.
	Howland, Charles H		Sprague, Henry H.
	Howland, Charles W.		Starbird, Charles D.
	Hubbard, Sabin		Stebbins, John B.
	Jacobs, Joseph, Jr.		Steere, Marquis D. F.
	Jefts, Luman T.		Stetson, George F.
	Kellogg, George		Stetson, Sprague S.
	Kimball, D. Frank		Stockbridge, Levi
	Kimball, William R.		Sweetser, Albert H.
	Lackey, George A.		Switzer, James W.
	Leonard, Job M.		Towne, Charles A.
	Lincoln, Charles S.		Warfield, Henry L.
	Linnell, Solomon, 2d		Weston, Thomas, Jr.
	Lord, Charles S.		Whitin, Arthur F.
	Miller, John D.		Whiting, Albert T.
	Nourse, Henry S.		Williams, Fred. H.
	Parker, John L.		

Yea, 41; nays, 77.

On this question, Messrs. Bowker of Boston, Peabody of Groveland, Gilmartin of Lawrence, Tyler of Oxford, Aiken of Greenfield, Kniffin of West Stockbridge, Bird of Natick, Holbrook of Ashland, Pedrick of Marblehead, Bates of Webster, Jackson of Salem, Martin of Fall River, Fennessey of Boston, Manning of Boston, Sullivan of Lawrence and Mackintosh of Dedham, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Chamberlain of Cambridge, Coombs of Newburyport, Baker of Lynn, Bugbee of Southbridge, Butler of Belmont, Chester of Malden, Nason of Boston, Morse of Sherborn, Clark of Winchendon, Harrub of Plympton, Varnum of Lowell, Walker of Worcester, Cobb of Barnstable, Copeland of Mansfield, Ernst of Boston and Learnard of Boston.

*Use of the Representatives' Hall.*

Mr. Mellen of Worcester moved that the committee on Public Charitable Institutions be authorized to have the use of the Representatives' Chamber to hear the arguments of counsel on the investigation into the management of Tewksbury almshouse.

*Use of Representatives' hall.*

On motion of Mr. Williams of Foxborough it was amended by adding at the end the words "and that only members and officers of the two branches be allowed on the floor of the House during the meeting."

After debate the motion, as amended, was rejected by a vote of 63 to 23, four-fifths of the members present not having voted in the affirmative.

At five minutes before four o'clock the House adjourned until Monday next at 2 o'clock P.M.

MONDAY, July 16, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Placed on File.*

A communication was received from the Secretary of the Commonwealth transmitting the twenty-eighth Annual Report of the Insurance Commissioner, relating to life, casualty and accident insurance. (Pub. Doc. No. 9.) [Part 2.] Placed on file, on motion of Mr. Cogswell of Salem.

*Report of insurance commissioner.*

*Papers from the Senate.*

Bills :

To authorize the city of Lynn to supply the occupants of Hotel Nahant with water; Nahant.—Hotel Nahant.

Authorizing the town of Leominster to renew its water bonds; Leominster.

(Severally reported on petitions); and a

Resolve in favor of the State prison at Concord (reported on a resolve introduced on leave in the Senate); State Prison.

Severally passed to be engrossed by the Senate, took their several readings under a suspension of the rules and were passed to be engrossed, in concurrence.

Compensation  
of members of  
the General  
Court.

The Bill fixing the compensation of the members of the Legislature came down from the Senate concurred in the suspension of the 12th joint rule. On motion of Mr. Howland of Plymouth the rules were suspended and the bill took its several readings and was passed to be engrossed and sent up for concurrence.

*Hour of Meeting.*

Hour of meet-  
ing.

On motion of Mr. Glines of Somerville,—

*Voted*, That when the House adjourns this afternoon it be to meet on Wednesday next at 2 o'clock P.M.

*Bill Enacted.*

Bill enacted.

An engrossed Bill to apportion and assess a State tax of one million five hundred thousand dollars (which originated in the House) was passed to be enacted, signed and sent to the Senate.

*Orders of the Day.*

Orders of the  
day.

The report of the committee on Public Charitable Institutions, submitting a statement of facts concerning the production of certain memorandum books by Thomas J. Marsh, Jr., before the committee on Public Charitable Institutions, in the matter of the investigation of the management of the State Almshouse at Tewksbury, was considered and after debate was, on motion of Mr. Cogswell of Salem, indefinitely postponed, and notice was sent to the Senate.

At thirty-five minutes past two o'clock, adjourned.

WEDNESDAY, July 18, 1883.

Met according to adjournment at 2 o'clock, P.M.

Prayer was offered by the Rev. Mr. Roberts of Salisbury.

*Report of Committee.*

State Work-  
house at Bridge-  
water.

By Mr. Gove of Boston, from the joint special committee on the matter of rebuilding the State Workhouse at Bridgewater, a Resolve in favor of the State Workhouse at Bridgewater. Read and ordered to a second reading,

rule 42 having been suspended on motion of Mr. Davenport of Fall River. On motion of Mr. Gove of Boston, the rules were further suspended and the resolve was read a second time and ordered to a third reading.

*Papers from the Senate.*

Notice was received from the Senate that the House Bill fixing the compensation of members of the General Court had been referred to the next General Court under the 12th joint rule. Salary of members of the Legislature.

Notice was also received from the Senate that the House Bill fixing the compensation of the members of the Legislature had been rejected by that branch. <sup>11th.</sup>

*Hour of Meeting.*

On motion of Mr. Sprague of Boston, —

*Voted*, That when the House adjourns this afternoon it be to meet on Friday next, at two o'clock P. M.

*Bills Enacted and Resolve Passed.*

Engrossed bills :

To authorize the city of Lynn to supply the occupants of Hotel Nahant with water ; and

Bills enacted, —  
resolve passed.

Authorizing the town of Leominster to renew its water bonds ;

(Which severally originated in the Senate) ;

Were severally passed to be enacted, signed and sent to the Senate.

An engrossed Resolve in favor of the State prison at Concord (which originated in the Senate), was passed, signed and sent to the Senate.

At a quarter before three o'clock, adjourned.

**FRIDAY, July 20, 1883.**

Met according to adjournment, at 2 o'clock P.M.

Prayer was offered by the Chaplain.

*Introduced on Leave.*

Salary of members of the Legislature.

By Mr. Howes of Cambridge, a Bill to fix the compensation of the members of the General Court. On motion of the same gentleman, the 12th joint rule was suspended, and the bill was read and sent up for concurrence in the suspension of the rule.

Trustees of the Parochial Funds of the Central Society in Worcester.

By Mr. Potter of Worcester, a Bill to authorize the Trustees of the Parochial Funds of the Central Society in Worcester to apply to the supreme judicial court for leave to convey the church property. On motion of Mr. Potter, the 11th and 12th joint rules were suspended, and the bill was read and sent up for concurrence in the suspension of the rules.

Subsequently the bill came down from the Senate concurred in the suspension of the rules. On further motions of Mr. Potter, the rules were further suspended, and the bill was read a second time and ordered to a third reading.

*Report of Committee.*

Tewksbury almshouse investigation.

By Mr. Wolcott of Boston, from the committee on Public Charitable Institutions, on an order relative to investigating the management of the several public charitable institutions, and particularly the special charges of mismanagement of the State almshouse at Tewksbury. [Messrs. Risteen of the Senate and Mellen of Worcester, Fuller of Springfield and Murphy of Boston, of the House, dissenting and submitting their views.] (See House Doc. No. 418.) Read and placed in the orders of the day for Monday.

*Orders of the Day.*

Orders of the day.

The Resolve in favor of the State Workhouse at Bridgewater was read a third time and considered. Mr. Smith of Andover moved an amendment, which was adopted. Mr. Baker of Beverly moved that the resolve be referred to the joint special committee to be appointed to sit during the recess to consider certain matters set forth in the

order printed as House Doc. No. 394. The motion was carried by a vote of 64 to 54, and the resolve was sent up for concurrence in the reference.

Subsequently Mr. Gove of Boston moved to reconsider the vote by which the resolve was so referred, and the motion was placed first in the orders of the day for Monday.

*Hour of Meeting.*

Mr. Nason of Boston moved that when the House adjourn it be to meet on Tuesday, at two o'clock P. M. Pending this motion, the House,

At ten minutes before three o'clock, adjourned.

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MONDAY, July 23, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Order.*

The following order, offered by Mr. Mellen of Worcester, was laid over at his request: —

*Ordered*, That the joint special committee authorized to sit during the recess of the Legislature be instructed to inquire into and report to the General Court next to assemble, a method for the keeping of accounts, receipts and disbursements of the farm at the Tewksbury almshouse, and also to report a proper method of accounting between said institution and the State auditor, and to inquire into and report upon the method of caring for the insane at said institution.

Tewksbury  
almshouse.

*Introduced on Leave.*

By Mr. Glines of Somerville, a Bill relating to the salary of the sergeant-at-arms. Read and referred to the next General Court under the 12th joint rule, the House having refused to suspend the rule.

Salary of ser-  
geant-at-arms.

*Leave Asked to Introduce Bills.*

Mr. Mellen of Worcester asked leave to introduce the following bills, and, at his request, consideration thereof was postponed until to-morrow: —

**Tewksbury  
almshouse.**

Bill concerning the disposition of the bodies of deceased State paupers at the Tewksbury almshouse, and the care of property belonging to the inmates of said institution;

Bill relative to employment of more than one member of a family in the same public charitable institution; and

Bill relative to tanned human skin.

**Employés in  
public charita-  
ble institu-  
tions.**

**Tanned human  
skin.**

**Central Society  
in Worcester.**

On motion of Mr. Barker of Worcester, the Bill to authorize the Trustees of the Parochial Funds of the Central Society in Worcester to apply to the supreme judicial court for leave to convey the church property was discharged from the orders of the day under a suspension of the rule. It was read a third time, amended on motion of Mr. Williams of Foxborough, passed to be engrossed as amended, and sent up for concurrence.

**Orders of the  
day.**

The motion to reconsider the vote by which the House, on Friday, referred to the joint special committee to be appointed to sit during the recess the Resolve in favor of the State Workhouse at Bridgewater was considered, and, after debate, was adopted. The recurring question of referring the resolve to the joint special committee was lost. An amendment, moved by Mr. Williams of Foxborough, was adopted, and, after debate, the resolve was passed to be engrossed and sent up for concurrence, its title having been changed by the committee on Bills in the Third Reading so that it read, "Resolve to provide for the rebuilding of the State Workhouse at Bridgewater."

The report of the committee on Public Charitable Institutions on an order relative to investigating the management, control and present condition of the several public charitable institutions, and particularly the special charges of the mismanagement of the State almshouse at Tewksbury was considered, and after debate, pending the question on its acceptance, the House, at five o'clock,

Adjourned.

TUESDAY, July 24, 1883.

Met according to adjournment.

Prayer was offered by the Chaplain.

*Laid on the Table.*

The order offered yesterday by Mr. Mellen of Worcester, and laid over, relative to the joint special committee authorized to sit during the recess considering a method for the keeping of accounts, receipts and disbursements of the farm at Tewksbury, was, on motion of Mr Hill of Haverhill, laid on the table.

Tewksbury  
almshouse  
farm.

The following bills were severally laid on the table on motions of Mr. Hill of Haverhill, pending the question in each case on granting Mr. Mellen of Worcester leave to introduce the bill : —

Bills :

Concerning the disposition of the bodies of deceased State paupers at the Tewksbury Almshouse, and the care of property belonging to the inmates of said institution ;

Relative to employment of more than one member of a family in the same public charitable institution ; and

Relative to tanned human skin.

Tewksbury  
almshouse.

Employés in  
public charit-  
able institu-  
tions.

Tanned human  
skin.

*Introduced on Leave.*

By Mr. Stow of Fall River, resolutions relative to the Tewksbury almshouse investigation and the prorogation of the Legislature. Read, amended on motion of Mr. Hartwell of Fitchburg, and indefinitely postponed on motion of Mr. Cogswell of Salem.

By Mr. Douglas of Brockton, a Bill to authorize the city of Brockton to make an additional water loan. Read and referred to the next General Court, the House having refused to suspend the 12th joint rule.

Brockton  
water scrip.

*Motion to Reconsider.*

Mr. Glines of Somerville moved to reconsider the vote whereby the House yesterday refused to suspend the 12th joint rule on the Bill (on leave) relating to the salary of the sergeant-at-arms, and, on his further motion, the motion to reconsider was laid on the table.

Salary of ser-  
geant-at-arms.

## JOURNAL OF THE HOUSE

TUESDAY, JULY 24, 1855.

Tewksbury  
almshouse.

Bill concerning the disposition of the  
State paupers at the Tewksbury  
care of property belonging to the  
Institution;

Bill relative to employment  
of a family in the same public  
Chaplain.

Bill relative to tanned human  
skin.

Employés in  
public charit-  
able institu-  
tions.  
Tanned human  
skin.Central Society  
in Worcester.

On motion of Mr. Mellen of Worcester  
authorize the Trustee on Public Charitable  
Society in Worcester to institute a judicial  
court for the trial of paupers in the  
Institution; and to make such arrangements  
as may be necessary for the trial of paupers  
on motion of the Central Society in Worcester.

## Discharge

Mr. Mellen of Worcester  
intended to move the Central Society in Worcester  
to discharge Mr. Hill of the almshouse  
on motion of the Central Society in Worcester.

Orders of the  
day.

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Tewksbury  
Document No. 418  
Trustee on Public Charitable  
Society in Worcester (for investigation) be reprinted as a House

Following order, offered by Mr. Glines of Somerset,  
as adopted, under a suspension of the 12th joint  
House, and sent up for concurrence: —

Ordered, That a committee of eight on the part of the  
House, with such members as the Senate may join, be  
appointed to consider the subject of compensation for the  
members of the Legislature, and report without delay.

## Bill Enacted.

Enacted bill.

An engrossed Bill to authorize the Trustees of the  
Parochial Funds of the Central Society in Worcester to  
apply to the supreme judicial court for leave to convey  
the church property (which originated in the House) was  
passed to be enacted, signed and sent to the Senate.

MONDAY, JULY 25, 1883.

831

*Orders of the Day.*

Committee on Public Charitable Institutions, on an order relative to investigating the management, control and present condition of the several public charitable institutions, and particularly the special charges of the mismanagement of the State almshouse at Tewksbury, was further considered. On the question of accepting the report, the yeas and nays were ordered at the request of Mr. Learnard of Boston, and the roll being called, the report was accepted and sent up for concurrence, by a vote of 118 yeas to 66 nays, as follows:—

*Orders of the day.*

ly 25, 1883,

Boston.

ave to introduce a Bill  
superintendent and resi-  
Almshouse, and at his request  
table and ordered to be printed,  
on on granting leave for its introduc-

*State almhouse  
at Tewksbury.*

*Limit of Debate.*

On motion of Mr. Parker of Lynn, —

Voted, That in future debates speeches be limited to fifteen minutes each.

*Orders of the day.*

The report of the committee on Public Charitable Institutions, on an order relative to investigating the management, control and present condition of the several public charitable institutions, and particularly the special charges of the mismanagement of the State almshouse at Tewksbury, was further considered. On the question of accepting the report, the yeas and nays were ordered at the request of Mr. Learnard of Boston, and the roll being called, the report was accepted and sent up for concurrence, by a vote of 118 yeas to 66 nays, as follows:—

*Orders of the Day.**Orders of the day.*

The report of the committee on Public Charitable Institutions on an order relative to investigating the management, control and present condition of the several public charitable institutions, and particularly the special charges of the mismanagement of the State almshouse at Tewksbury, was further considered. On motion of Mr. Mellen of Worcester the House voted that debate be closed at half-past twelve o'clock to-morrow, unless a vote should be sooner reached. After debate, the House, at a quarter before one o'clock,

**Adjourned.**

**AFTERNOON SESSION.***Orders.*

The following order, offered by Mr. Chester of Malden, was referred to the committee on Printing, and sent up for concurrence: —

*Tewksbury almshouse investigation.*

*Ordered*, That House Document No. 300 (being the evidence and arguments in the matter of the Tewksbury Almshouse investigation), and House Document No. 418 (being the report of the committee on Public Charitable Institutions, with the views of the minority, on the order relative to said investigation) be reprinted as a House document.

*Compensation of members.*

The following order, offered by Mr. Glines of Somerville, was adopted, under a suspension of the 12th joint rule, and sent up for concurrence: —

*Ordered*, That a committee of eight on the part of the House, with such members as the Senate may join, be appointed to consider the subject of compensation for the members of the Legislature, and report without delay.

***Bill Enacted.****Enacted bill.*

An engrossed Bill to authorize the Trustees of the Parochial Funds of the Central Society in Worcester to apply to the supreme judicial court for leave to convey the church property (which originated in the House) was passed to be enacted, signed and sent to the Senate.

*Orders of the Day.*

The report of the committee on Public Charitable Institutions, on an order relative to investigating the management, control and present condition of the several public charitable institutions, and particularly the special charges of the mismanagement of the State Almshouse at Tewksbury, was further considered, and, after debate, the House, at five o'clock,

Adjourned.

*Orders of the day.*

WEDNESDAY, July 25, 1883,

Met according to adjournment.

Prayer was offered by the Rev. Dr. Strong of Boston.

*Laid on the Table.*

Mr. Kelley of Cambridge asked leave to introduce a Bill concerning the appointment of superintendent and resident physician at the State Almshouse, and at his request the bill was laid on the table and ordered to be printed, pending the question on granting leave for its introduction.

*State almshouse  
at Tewksbury.*

*Limit of Debate.*

On motion of Mr. Parker of Lynn, —

Voted, That in future debates speeches be limited to fifteen minutes each.

*Limit of debate.*

*Orders of the Day.*

The report of the committee on Public Charitable Institutions, on an order relative to investigating the management, control and present condition of the several public charitable institutions, and particularly the special charges of the mismanagement of the State almshouse at Tewksbury, was further considered. On the question of accepting the report, the yeas and nays were ordered at the request of Mr. Learnard of Boston, and the roll being called, the report was accepted and sent up for concurrence, by a vote of 118 yeas to 66 nays, as follows: —

*Orders of the day.*

## YEAS.

<b>Messrs. Adams, Frank W.</b>	<b>Messrs. Goodman, Allen W.</b>
Ambrose, David L.	Gordon, William, Jr.
Atherton, Arlon S.	Harrub, Fred. M.
Baker, Charles H.	Hartwell, Harris C.
Ball, George H.	Higginbottom, Allen
Bancroft, William A.	Hildreth, Edwin A.
Barker, Forrest E.	Hill, Edwin N.
Barker, George A.	Holley, Tristram R.
Batchelder, George E.	Howes, Lewis W.
Bates, Emory L.	Howland, Charles H.
Bixby, Nelson H.	Howland, Charles W.
Briggs, Bradford B.	Hubbard, Sabin
Browne, Andrew J.	Huntoon, George L.
Bugbee, Benajah U.	Hutchinson, Charles C.
Burr, Charles C.	Jefts, Luman T.
Bush, Horace W.	Kellogg, George
Butler, Daniel	Kimball, William R.
Butler, Edward P.	Kingsley, Chester W.
Butterfield, Jesse B.	Lawrence, Omon H.
Campbell, Benj. F.	Learnard, George E.
Candage, Rufus G. F.	Leighton, John W.
Carr, Alonzo A.	Leonard, Job M.
Chamberlain, Geo. D.	Lincoln, Charles S.
Chappelle, Julius C.	Linnell, Solomon, 2d
Chester, William F.	Lord, Charles S.
Clark, Elijah C.	Mason, James H.
Clark, George L.	Miller, John D.
Clark, Wilder P.	Morse, Leonard T.
Cluff, Daniel B.	Nason, Jesse L.
Cobb, Francis D.	Nourse, Henry S.
Cogswell, Adams H.	Olmsted, John
Coombs, John P.	Parker, John L.
Copeland, William A.	Parker, Walter O.
Cushing, Louis T.	Perry, Isaac F. B.
Cushman, Solomon F.	Pilsbury, Edwin L.
Davenport, James F.	Putney, Lyman K.
Davis, Samuel M.	Rice, Samuel I.
Dunham, Rufus A.	Richardson, Chas. W.
Dwinell, James F.	Robinson, Orlando G.
Eastman, Edmund T.	Sargent, Wingate P.
Ernst, George A. O.	Saville, Leonard A.
Fisher, Henry G. B.	Searell, William A.
Fisk, David	Shaylor, Pliny M.
Foster, Joshua T.	Simpson, Thomas C.
Foster, William W.	Smith, Charles
Freeman, Clarendon A.	Smith, George E.
Glines, Edward	Smith, Joel

**Messrs.** Snow, Edmund F.  
 Sprague, Henry H.  
 Starbird, Charles D.  
 Stebbins, John B.  
 Steere, Marquis D. F.  
 Stetson, George F.  
 Stetson, Sprague S.  
 Stockbridge, Levi  
 Sweetser, Albert H.  
 Switzer, James W.  
 Towne, Charles A.  
 Varnum, Daniel H.

**Messrs.** Walker, Aaron G.  
 Warfield, Henry L.  
 Weston, Thomas, Jr.  
 Wheeler, Charles  
 White, Henry J.  
 Whitehill, John  
 Whiting, Albert T.  
 Whitney, William H.  
 Williams, Fred. H.  
 Willson, Edmund B.  
 Winchester, Fitch A.  
 Wolcott, Roger.

**NAYS.**

**Messrs.** Allen, Heman L.  
 Baker, John I.  
 Barton, John S.  
 Bates, Butler  
 Bowker, Horace L.  
 Brigham, Andrew C.  
 Clark, Aaron F.  
 Costello, Michael W.  
 Courtney, John  
 Cowdrey, George  
 Craig, George E.  
 Cronin, Cornelius F.  
 Doherty, John  
 Donahoe, Charles W.  
 Entwistle, James R.  
 Foley, Patrick E.  
 Frizzell, William H.  
 Fuller, Charles  
 Gaffney, Frank H.  
 Gifford, John W.  
 Gilmartin, Dennis  
 Gimlich, Jacob  
 Hall, Thomas J.  
 Holbrook, Caleb  
 Hopkins, John  
 Howes, Erastus  
 Hunt, Samuel C.  
 Jackson, John  
 Kelley, Joseph J.  
 Kniffin, George E.  
 Knox, Charles H.  
 Lamb, Abraham J.  
 Leonard, Edwin

**Messrs.** Littlefield, George W.  
 Mackintosh, Chas. A.  
 Maguire, John G.  
 Manning, Patrick H.  
 Martin, Henry B.  
 McDonald, Patrick F.  
 McGargle, Patrick F.  
 Mellen, James H.  
 Morrison, Alva S.  
 Morse, Bushrod  
 Murphy, John R.  
 O'Connell, David F.  
 Pattee, William G. A.  
 Peabody, W. Scott  
 Peck, Herbert L.  
 Pedrick, Francis E.  
 Randall, Charles L.  
 Reed, Charles M.  
 Reynolds, Enos H.  
 Richardson, David M.  
 Sexton, Michael  
 Shaw, Edward H.  
 Staples, Samuel  
 Stetson, Alonzo J.  
 Stow, T. Dwight  
 Sullivan, Dennis A.  
 Tyler, Albert  
 Warner, John F.  
 Webster, Franklin I.  
 Welch, Americus  
 Wildes, Ansel F.  
 Williams, John S.  
 Wright, John H.

Yeas, 118 ; nays, 66.

## JOURNAL OF THE HOUSE,

On this question, Messrs. Gove of Boston, Cogswell of Salem, Babbitt of Taunton, Jacobs of Hingham, Eames of Wilmington, Sayward of Boston, Whitin of Northborough, Cable of Hyde Park, Boardman of Boston, Lackey of Easton, Potter of Worcester and Clark of Northampton, who, it was announced, would have voted in the affirmative, were paired respectively with Messrs. Conlin of Boston, Moriarty of Worcester, Joyner of Great Barrington, Cheever of Manchester, Bird of Natick, Barnard of Taunton, Dolan of Lawrence, Fennessey of Boston, Aldrich of Marlborough, Wilkinson of Cambridge, Wells of Hatfield and Melden of Lynn.

At ten minutes before one o'clock, adjourned.

## AFTERNOON SESSION.

*Report of Committee.*

Appropriation  
bill.

By Mr. Davenport of Fall River, from the committee on Finance, on an order relative to appropriation bills, a Bill making further appropriations for expenses authorized the present year and for other purposes. Read, and on motion of Mr. Cogswell of Salem, the rules were suspended, and the bill was read a second and a third time, and was passed to be engrossed and sent up for concurrence.

*Taken from the Table.*

Tewksbury  
Almshouse.

The order relative to instructing the committee authorized to sit during the recess to report to the General Court next to assemble a method for the keeping of accounts, receipts and disbursements of the farm at the Tewksbury Almshouse was, on motion of Mr. Cogswell of Salem, taken from the table. Mr. Sprague of Boston moved certain amendments, which were adopted, and the order, as amended, was adopted and sent up for concurrence.

Ibid.

The Bill concerning the disposition of the bodies of deceased State paupers at the Tewksbury Almshouse, and the care of property belonging to the inmates of said institution, was, on motion of Mr. Cogswell of Salem, taken from the table, the question being on granting leave to Mr. Mellen of Worcester to introduce the bill. After debate, leave was granted by a vote of 62 to 61, the

Speaker having voted in the affirmative. Mr. Cogswell of Salem moved that the 12th joint rule be suspended, and that the bill be referred to the joint special committee authorized to sit during the recess. The motion prevailed, and the bill was sent to the Senate for concurrence.

The Bill relative to employment of more than one member of a family in the same public charitable institution was taken from the table, on motion of Mr. Cogswell of Salem, and leave to introduce it asked for by Mr. Mellen of Worcester, was refused.

The Bill relative to tanned human skin was taken from the table, on motion of Mr. Cogswell of Salem, and leave to introduce it, asked for by Mr. Mellen of Worcester, was refused.

The Bill concerning the appointment of superintendent and resident physician at the State Almshouse was taken from the table, on motion of Mr. Cogswell of Salem. The request of Mr. Kelley of Cambridge for leave to introduce the bill was granted, and, on further motion of Mr. Cogswell, the 12th joint rule was suspended, and the bill was sent to the Senate for concurrence in the suspension of the rule.

*Hour of Meeting.*

On motion of Mr. Sprague of Boston,—

*Voted*, That when the House adjourns to-day it be to meet Friday morning at eleven o'clock.

At five minutes past three o'clock, adjourned.

FRIDAY, July 27, 1883.

Met according to adjournment, at eleven o'clock A. M.

Prayer was offered by the Chaplain.

*Order.*

On motion of Mr. Hill of Haverhill,—

*Ordered*, That the joint special committee authorized to sit during the recess of the Legislature be authorized to inquire into the employment of convicts and the contract system at the State prison at Concord, and the jails

Employés in  
public chari-  
table institu-  
tions.

Tanned human  
skin.

State Almshouse  
at Tewksbury.

Hour of meet-  
ing.

Convict labor.

## JOURNAL OF THE HOUSE,

and houses of correction, and also as to their management and discipline, and report what legislation, if any, is necessary to the General Court next to assemble.

Sent up for concurrence.

*Papers from the Senate.*

Bridgewater Workhouse.

The Resolve to provide for the rebuilding of the State Workhouse at Bridgewater came down passed to be engrossed, in concurrence, with certain amendments. On motion of Mr. Reed of Bridgewater, the rule was suspended, and the House concurred in the amendments, and the resolve was returned to the Senate endorsed accordingly.

Ibid.

A Resolve in relation to the State Workhouse, introduced on leave in the Senate under a suspension of the 12th joint rule, came down for concurrence in the suspension of the rule. The House concurred, and the resolve was returned to the Senate endorsed accordingly.

Subsequently the resolve came down passed to be engrossed by the Senate. On motion of Mr. Sprague of Boston, the rules were suspended, and the resolve took its several readings, and was passed to be engrossed, in concurrence.

Wooden structures in Boston.

A Bill to allow the city council of Boston to authorize the erection of temporary wooden structures, introduced on leave in the Senate under a suspension of the 12th joint rule, came down for concurrence in the suspension of the rule. The House refused to suspend the rule, and the bill was referred to the next General Court, and notice was sent to the Senate.

State Almshouse at Tewksbury.

The House Bill concerning the appointment of superintendent and resident physician at the State Almshouse came down concurred in the suspension of the 12th joint rule. On motion of Mr. Sprague of Boston, the rules were suspended, and the bill took its several readings, and was passed to be engrossed and sent up for concurrence.

Compensation of members of the General Court.

Notice was received from the Senate that the House order for the appointment of a joint committee to consider the subject of compensation for the members of the Legislature; and the

Tewksbury Almshouse.

House Bill concerning the disposition of the bodies of deceased State paupers at the Tewksbury Almshouse, and

the care of property belonging to the inmates of said institution;

Had been severally referred by that branch to the next General Court, under the 12th joint rule.

*Leave Asked to Introduce a Bill.*

Mr. Stow of Fall River asked leave to introduce a Bill to provide for compensation of members of the House of Representatives. At the request of Mr. Hill of Haverhill, the consideration of the request for leave to introduce the bill was postponed until the afternoon session. Subsequently Mr. Hill withdrew his objection, and the request was considered and granted.

Mr. Stow of Fall River moved to suspend the 12th joint rule. The House refused to suspend the rule, and the bill was referred to the next General Court.

Mr. Glines of Somerville asked leave to introduce a Resolve in favor of the sergeant-at-arms. Leave was granted. The same gentleman moved to suspend the 12th joint rule. The House refused to suspend the rule, and the resolve was referred to the next General Court.

Compensation  
of members of  
the House.

Salary of ser-  
geant-at-arms.

*Reports of Committees.*

By Mr. Davenport of Fall River, from the committee on Finance, on an order relative to appropriation bills, a Bill making an appropriation for rebuilding the State Workhouse at Bridgewater. Read, and on motion of Mr. Davenport of Fall River, the rules were suspended and the bill was read a second and a third time, and was passed to be engrossed and sent up for concurrence.

Appropriation  
bill, — Bridge-  
water Work-  
house.

By Mr. Gifford of Westport, from the committee on Pay Roll, who were instructed to make up the pay roll of the members of the House of Representatives, also to make up the list of compensation to members for mileage, recommending the adoption of the following order, with the accompanying schedule: —

Pay roll.

*Ordered*, That the accompanying schedule showing that the amount \$120,500 is due the members of the House of Representatives for attendance at the present session of the General Court, and that the sum of \$1,987 is due for compensation for mileage, is approved, and the same be sent to the treasurer and receiver-general of the Commonwealth.

Read and accepted, under a suspension of the rule, and the order was adopted, and signed by the Speaker.

*Bill Enacted.*

**Bill enacted.**

An engrossed Bill making further appropriations for expenses authorized the present year and for other purposes, (which originated in the House) was passed to be enacted, signed and sent to the Senate.

*Taken from the Table.*

**Salaries of Clerks of the Senate and House of Representatives.**

On motion of Mr. Cogswell of Salem, the Bill relating to the salaries of the Clerks of the Senate and of the House of Representatives was taken from the table, and the bill was refused a third reading. Subsequently Mr. Fennessey of Boston moved to reconsider the vote by which the bill was rejected, and the motion to reconsider was placed in the orders of the day for to-morrow. Subsequently Mr. Fennessey moved to suspend the rule requiring postponement of consideration of the motion to reconsider. The motion prevailed, and the motion to reconsider was adopted. The recurring question of ordering the bill to a third reading was carried, and the bill was read a third time, and was amended on motion of Mr. Sprague of Boston, by substituting therefor a "Resolve in favor of the Clerks of the Senate and the House of Representatives." The substitute resolve was then passed to be engrossed, and was sent to the Senate for concurrence.

**Salary of sergeant-at-arms.**

On motion of Mr. Glines of Somerville the motion to reconsider the vote whereby the House on Monday, July 23, 1883, refused to suspend the 12th joint rule on the Bill (on leave) relating to the salary of the sergeant-at-arms was taken from the table; and, after debate, the motion was adopted. Mr. Glines moved to suspend the 12th joint rule, which motion was rejected by a vote of 64 to 56, and the bill was referred to the next General Court.

At half-past twelve o'clock, adjourned.

## AFTERNOON SESSION.

*Paper from the Senate.*

The report of the committee on Prisons, on an order relative to authorizing said committee to visit the prisons, jails and houses of correction of the Commonwealth, accepted by the Senate, was read and accepted, in concurrence, under a suspension of the rule.

Prisons, jails,  
etc.

*Motion to Reconsider.*

Mr. Parker of Lynn moved a reconsideration of the vote whereby the House this morning refused to suspend the 12th joint rule on the Resolve in favor of the sergeant-arms. The motion prevailed. The recurring question of suspending the 12th joint rule was carried, and the resolve was sent to the Senate for concurrence in the suspension of the rule.

Salary of ser-  
geant-at-arms.

Subsequently the resolve came down concurred in the suspension of the rule. On motion of Mr. Davenport of Fall River, the rules were suspended, and the resolve was read a second time, amended on further motion of the same gentleman, and ordered to a third reading. On further motion of Mr. Davenport, the rules were further suspended, and the resolve was read a third time, passed to be engrossed and sent up for concurrence.

*Order.*

On motion of Mr. Cogswell of Salem, —

*Ordered*, That a committee be appointed, to consist of eight on the part of the House, with such as the Senate may join, to wait upon His Excellency the Governor and inform him that the two branches of the Legislature have disposed of all the public business that has been referred to them, and to request him to inform them whether any acts or resolves passed by them and submitted to him for his approval, not already reported upon, have received, or are likely to receive, his disapproval; and if so, to indicate the same, and, if not, to request him, with the advice and consent of the Council, to prorogue them to the Tuesday next preceding the first Wednesday of January next.

Prorogation.

*Reports of Committees.*

Tewksbury  
almshouse in-  
vestigation.

By Mr. Sullivan of Lawrence, from the committee on Printing, inexpedient to legislate, on an order relative to reprinting extra copies of House Document No. 300 (being the evidence and arguments in the matters of the Tewksbury Almshouse investigation), and House Document No. 418 (being the report of the committee on Public Charitable Institutions, with the views of the minority, on the order relative to said investigation). Read and accepted, under a suspension of the rule, and sent up for concurrence.

Appropriation  
bill, — Clerks of  
the Senate and  
House of Repre-  
sentatives.

By Mr. Davenport of Fall River, from the committee on Finance, on an order relative to appropriation bills, a Bill making an appropriation for an additional compensation for the Clerks of the two branches of the Legislature. Read, and on motion of Mr. Davenport the rules were suspended, and the bill was read a second and a third time, and was passed to be engrossed and sent up for concurrence.

*Resolutions.*

Mr. Cogswell of Salem being in the chair, Mr. Hill of Haverhill offered the following resolution :—

For the skilful and impartial performance of the important and delicate duties devolving upon the presiding officer during the session, and for his uniform courtesy toward the members, which has so essentially contributed to the prompt transaction of public business, it is

*Resolved*, That the cordial thanks of the House are hereby tendered to the Honorable George A. Marden, Speaker.

After remarks by Messrs. Hill of Haverhill, Kelley of Cambridge, Kingsley of Cambridge, Hopkins of Millbury, Bowker of Boston, Cowdrey of Stoneham, Parker of Lynn and Butler of Belmont, the resolution was unanimously adopted by a rising vote.

The Speaker resumed the chair, and spoke as follows :

*Fellow Representatives*, — If I felt that the flattering resolution you have passed, and the kind words in which it has been supported, were but the formal expression of a customary compliment, I should have but a word to say in response. But I cannot but feel that both the resolution and the words are more than mere lip-service. Since

Resolution of  
thanks to the  
Speaker.

your unanimous voice did me the honor, nearly seven months ago, to place me in this chair, I have had occasion daily to note your kindness, forbearance and good-will; and the co-operation which I bespoke at the outset has never failed, from first to last.

The winter's experience has only confirmed me in the opinion then expressed, that no success can be achieved by him who is called to preside over the deliberations of this body, except as he is seconded by the members on the floor. No equipment of parliamentary knowledge or experience could suffice to meet, unaided, the multifarious, ever-varying and unforeseen emergencies which are sure to arise. I can only claim to have brought to the discharge of the duties of the Chair an earnest desire to do my best. Such success as may have resulted is far more due to you than to myself. The shortcomings to be lamented are, fortunately, more apparent to me than to anybody else; but so far as they may have seemed to show a lack of consideration for the wishes of any individual member, I trust they may now be condoned, with the reflection that the best of intentions cannot please all.

The session is the longest in the history of the Commonwealth; and though it has been unusually arduous as well, from certain causes which need not now be mentioned, it has been by no means an unpleasant one. I cannot forbear saying in this connection that I am more than ever convinced that if the General Court would hold the people who desire legislation to a strict account for promptness in presenting the same for action, and the public would hold the General Court to equally strict account for the despatch of business, all that is now done in from four to six months, might be even better done in ninety days, with great advantage both to legislators and the people.

I considered it a pleasant duty and privilege, when the House came together, to predict that Mr. McLaughlin, the efficient Clerk of the House, would, if chosen to that office, leave nothing to be desired as to the administration of its duties. It is equally pleasant now to claim, what I am sure every member of the House will endorse, that my prediction has been abundantly fulfilled. I desire, however, on my own account, to specially emphasize the obligation under which I rest both to him and his efficient assistant, Mr. Southworth, for aid rendered in the performance of my own duties.

Again has the Reverend Chaplain served the House with his accustomed tact and ability ; and once more also are members indebted to Sergeant-at-Arms Mitchell and his courteous subordinates for the perfection of arrangements which have contributed so much to their comfort and convenience. To all these I extend my heartiest thanks.

Fellow Representatives : We are soon to part, to resume the duties which we left to enter on this service. One of our number, a modest, retiring, but sterling man, Mr. Potter of Rutland, has been called from us during the session by death. It is hardly possible that we shall ever all meet again. But the pleasant acquaintances we have formed, the permanent friendships we have established, the experience gained, and the information acquired, will remain with us during life. It is a pleasant and honorable service to represent the people in a legislative body ; and of all the offices in the Commonwealth none seems to me pleasanter, more honorable, or more to be desired, than that to which your kindness assigned me. As its duties draw to a close all that is difficult, perplexing, annoying and arduous is forgotten, and your kind words and wishes bring into full relief its honors and its delights. And in this farewell hour I can only regret that the hearty good wishes, which I most cordially reciprocate, were not on my part better deserved.

For this badge of office which you have so kindly presented I thank you. It represents an official position which has been dignified by many whose names are illustrious in the annals of the Commonwealth. It will be preserved as an appropriate memento of a session of the General Court which cannot but become historic.

The following resolution was offered by Mr. Sprague of Boston : —

Resolution of  
thanks to the  
clerk.

*Resolved*, That the thanks of the House of Representatives are tendered to Mr. Edward A. McLaughlin for the faithful and efficient manner in which he has discharged the duties of Clerk, for the untiring courtesy and assistance which he has extended towards the members, and for his constant labors in the interest of careful and intelligent legislation.

After remarks by Messrs. Sprague of Boston and Morse of Sharon, the resolution was unanimously adopted by a rising vote.

The following resolution was offered by Mr. Parker of Lynn :—

*Resolved*, That the acknowledgments of the House are due and are hereby tendered to Oreb F. Mitchell and his faithful and competent assistants for the capable, agreeable and thoroughly satisfactory manner in which he and they have performed their various duties.

Resolution of thanks to the sergeant-at-arms and assistants.

After remarks by Mr. Parker of Lynn and Dolan of Lawrence, the resolution was unanimously adopted by a rising vote.

Mr. Willson of Salem offered the following resolution :—

*Resolved*, That the thanks of this House are hereby extended to Rev. Daniel W. Waldron for the very acceptable and faithful service rendered by him as chaplain during the present session.

Resolution of thanks to the chaplain.

After remarks by Messrs. Willson of Salem and Cushing of Cohasset, the resolution was unanimously adopted by a rising vote.

#### *Resignation of a Member.*

Mr. Morse of Sharon presented a communication from Mr. Herbert C. Joyner, resigning his seat as a member from the Seventh Berkshire District. It was read by the Speaker, and on motion of Mr. Morse, the resignation was accepted.

Resignation of Herbert C. Joyner, a member of the House.

#### *Committee Appointed.*

In accordance with the order adopted by the House June 11, the Speaker appointed the following named gentlemen as the committee on the part of the House to sit during the recess: Messrs. Howland of Plymouth, Learnard of Boston, Davenport of Fall River, Wright of Holyoke, Willson of Salem and Fennessey of Boston.

Committee to sit during the recess.

#### *Adjournment.*

On motion of Mr. Hill of Haverhill, the order requiring the Speaker to declare an adjournment on the completion of the business on which it may be engaged at five o'clock was rescinded.

Adjournment.

*Bills Enacted and Resolves Passed.***Engrossed bills :****Bills enacted, —  
resolves passed.**

Concerning the appointment of superintendent and resident physician at the State Almshouse ;

Making an appropriation for rebuilding the State Workhouse at Bridgewater ; and

Making an appropriation for additional compensation for the Clerks of the two branches of the Legislature ;

(Which severally originated in the House) ; and

In relation to the State Workhouse (which originated in the Senate) ;

Were severally passed to be enacted, signed and sent to the Senate.

**Engrossed resolves :**

In favor of the Sergeant-at-arms ; and

To provide for the rebuilding of the State Workhouse ; (Which severally originated in the House) ; and

In favor of the Clerks of the Senate and House of Representatives (which originated in the Senate) ;

Were severally passed, signed and sent to the Senate.

*Introduced on Leave.***Compensation  
of members of  
the Legislature.**

By Mr. Hopkins of Millbury, a Bill repealing the act regulating the compensation and mileage of members of the General Court. The bill was read and referred to the next General Court, under the 12th joint rule, the House having refused to suspend the rule.

*Recess Taken.***Recess.**

At twenty-five minutes past six o'clock, on motion of Mr. Cogswell of Salem, the House took a recess until half-past seven o'clock.

*Papers from the Senate.***Salary of the  
Clerks of the  
Senate and  
House of Repre-  
sentatives.**

The engrossed Resolve in favor of the Clerks of the Senate and House of Representatives came down with the endorsement that it had been returned to the Senate by His Excellency the Governor with his objections thereto in writing, and had been passed by that branch notwithstanding said objections, two-thirds of the Senators present and voting having voted in the affirmative.

FRIDAY, JULY 27, 1883.

845

The objections of His Excellency were read, as follows : —

EXECUTIVE DEPARTMENT,

BOSTON, July 27, 1883.

*To the Honorable the Senate :*

I have the honor to return to the House in which it originated, a Resolve entitled "A Resolve in favor of the Clerks of the Senate and House of Representatives," and ask a reconsideration of the resolve by the two Houses. I object to the resolve because it gives additional salary to two officers of the House and Senate respectively, in addition to their salaries as fixed by law. The present salaries of these offices were fixed at two thousand dollars (\$2,000) by the Legislature of 1879, whose wisdom I am not permitted to doubt, in this, that they fixed the salary of the Governor of the Commonwealth at four thousand dollars (\$4,000) a year, as being in their opinion that "honorable salary," which is provided for the supreme executive magistrate by the Constitution, being a diminution of the former salary of one-quarter of the present. In 1880 those salaries were increased five hundred dollars, and are now fixed at two thousand five hundred dollars (\$2,500) per annum. I find that that very deserving officer, with large duties and heavy responsibilities, the Secretary of the Commonwealth, receives but two thousand five hundred dollars (\$2,500) per year, the same salary as the Clerks of the Senate and House, and he is obliged to attend sedulously here at the State House during the whole year. The Auditor of Accounts, who is always obliged to attend to his duties here during the whole year, receives a salary of two thousand five hundred dollars (\$2,500), while the Treasurer and Receiver General of the Commonwealth, with the responsibility of many millions, and burdened with the procurement of the heavy bond of one hundred thousand dollars (\$100,000), whose duties confine him closely to his office during the year, has a salary of but four thousand dollars (\$4,000), and in addition to this he performs the duties of tax commissioner. If these salaries are adequate, and I have seen no proposition to increase them, it seems to me very clear that the salaries of the Clerks of the Senate and House, as now fixed by law, are quite adequate.

I do not wish to be understood in any way as intimating that the Clerks of both House and Senate are not entirely

## JOURNAL OF THE HOUSE,

competent and faithful officers, but I assume that the other officers whom I have mentioned are equally so.

It may be claimed in behalf of those first-named officers that this session of the Legislature is unusually, if not unprecedently, protracted, and that there has been an extra burden thrown on the Clerks of the two Houses.

That is true, but if, as I had hoped at the commencement of the session of the Legislature, its session had been unprecedently short, then I suppose nobody would have said that their salaries ought to be diminished. Besides, I cannot fail to observe that this session has been equally burdensome upon the members of the House in which this bill originated, and I am bound to assume that their time is as valuable to them and that their labors have been as arduous as those of their Clerks, and the members of that House have not expressed any intention or wish to increase their own salaries on account of the length of the session, and while I applaud the magnanimity which induces them to vote extra compensation to the Clerks of the two Houses and not to themselves, yet it seems to me that the burdens of this long session must, however unfortunate and unpleasant they may be, be borne with patience by all, whether they fall upon the Executive, the members of the Legislature, or any other department of the government, the labors of which have been increased thereby.

BENJ. F. BUTLER.

On the question “ Shall the resolve pass notwithstanding the objections of His Excellency ? ” the yeas and nays were called and the resolve was passed, in concurrence, by a vote of 81 yeas to 26 nays, two-thirds of the members present having voted in the affirmative. The vote was as follows : —

## YEAS.

Messrs. Adams, Frank W.	Messrs. Browne, Andrew J.
Atherton, Arlon S.	Bugbee, Benajah U.
Baker, Charles H.	Butterfield, Jesse B.
Bancroft, William A.	Candage, Rufus G. F.
Barker, George A.	Chappelle, Julius C.
Batchelder, George E.	Cheever, John H.
Bates, Butler	Chester, William F.
Boardman, Halsey J.	Clark, Elijah C.
Briggs, Bradford B.	Cogswell, William
Brigham, Andrew C.	Courtney, John

**Messrs.** Craig, George E.  
 Cushing, Louis T.  
 Davis, Samuel M.  
 Dolan, Daniel F.  
 Donahoe, Charles W.  
 Dwinell, James F.  
 Eastman, Edmund T.  
 Entwistle, James R.  
 Ernst, George A. O.  
 Fisk, David  
 Foster, Joshua T.  
 Foster, William W.  
 Freeman, Clarendon A.  
 Fuller, Charles  
 Gove, Jesse M.  
 Harrub, Fred. M.  
 Hill, Edwin N.  
 Holbrook, Caleb  
 Howes, Lewis W.  
 Howland, Charles H.  
 Hubbard, Sabin  
 Jackson, John  
 Kellogg, George  
 Kingsley, Chester W.  
 Kniffin, George E.  
 Learnard, George E.  
 Lincoln, Charles S.  
 Littlefield, George W.  
 Lord, Charles S.  
 Mackintosh, Chas. A.  
 Mason, James H.

**Messrs.** McDonald, Patrick F.  
 McGaragle, Patrick F.  
 Melden, William R.  
 Miller, John D.  
 Morse, Bushrod  
 Morse, Leonard T.  
 Newell, Charles S.  
 Olmsted, John  
 Parker, John L.  
 Parker, Walter O.  
 Pattee, Wm. G. A.  
 Perry, Isaac F. B.  
 Richardson, David M.  
 Saville, Leonard A.  
 Sayward, William H.  
 Smith, George E.  
 Smith, Joel  
 Sprague, Henry H.  
 Stow, T. Dwight  
 Sweetser, Albert H.  
 Switzer, James W.  
 Tarone, James  
 Tyler, Albert  
 Warfield, Henry L.  
 Welch, Americus  
 White, Henry J.  
 Whitin, Arthur F.  
 Wilkinson, John W.  
 Williams, John S.  
 Wright, John H.

**NAYS.**

**Messrs.** Aiken, John A.  
 Barker, Forrest E.  
 Burr, Charles C.  
 Clark, Aaron F.  
 Clark, Charles N.  
 Clark, George L.  
 Davenport, James F.  
 Fuller, Warren D.  
 Hildreth, Edwin A.  
 Holley, Tristram R.  
 Hopkins, John  
 Kelley, Joseph J.  
 Manning, Patrick H.

**Messrs.** Nason, Jesse L.  
 Nourse, Henry S.  
 Randall, Charles L.  
 Sexton, Michael  
 Shaylor, Pliny M.  
 Snow, Edmund F.  
 Stebbins, John B.  
 Stockbridge, Levi  
 Tilly, John  
 Towne, Charles A.  
 Walker, Aaron G.  
 Warner, John F.  
 Wells, Daniel W.

Yeas, 81; nays, 26.

**Prorogation.**

*Ordered,* In concurrence, that a committee of three on the part of the Senate, with such as the House may join, be appointed to wait on His Excellency the Governor and inform him that the two branches of the Legislature have disposed of all the public business which has been brought before them, and to prorogue them to the Tuesday next preceding the first Wednesday of January next.

Messrs. McGeough, Johnson of Worcester and Sparhawk having been appointed the committee on the part of the Senate, Messrs. Cogswell of Salem, Kniffin of West Stockbridge, Browne of Boston, Cowdrey of Stoneham, Boardman of Boston, Dolan of Lawrence, Stow of Fall River and Smith of Everett were joined on the part of the House.

Mr. Cogswell, from the committee, afterwards reported that they had waited upon His Excellency and informed him of the action of the two branches, and that His Excellency said that he received the message of both branches and would lay their request before the honorable Council, and would communicate further with the two Houses through the Secretary of the Commonwealth.

At forty minutes past nine o'clock the Secretary of the Commonwealth came in and stated that His Excellency had approved and signed, during the session, two hundred and thirty-five acts and fifty-three resolves; that four acts had been approved and signed by the Lieutenant-Governor in the absence of the Governor from the Commonwealth; that forty acts and eight resolves, not having been returned by the Governor within five days after being presented, have the force of a law, as prescribed by the Constitution, without his approval; that he returned with his objections thereto eleven bills and two resolves, one of which resolves has become a law by the action of the two Houses in accordance with the Constitution.

The Secretary further said that he had been directed by the Governor with the consent of the Council, and in compliance with the request of the two branches, to prorogue the General Court to the Tuesday next preceding the first Wednesday in January next. And the General Court was prorogued accordingly.

Attest:

EDWARD A. McLAUGHLIN,

*Clerk of the House of Representatives.*

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## APPENDIX.

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[No. 1.]

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ANNUAL REGISTER

OF THE

Executive and Legislative Departments

OF THE

GOVERNMENT OF MASSACHUSETTS.

1883.

## APPENDIX.

## EXECUTIVE DEPARTMENT.

NAME AND OFFICE.	Residence.	Date of Birth.	Native Place.	Occupation.	First Year in Present Office.
Benjamin F. Butler, Governor,	Lowell,	Nov. 5, 1818,	Deerfield, N. H.	Lawyer, .	1883.
Oliver Ames, Lieutenant-Governor,	Easton,	Feb. 4, 1831,	Easton, .	Manufacturer, .	1883.
Matthew H. Cushing, Councillor, Dist. No. 1.	Middleborough,	Feb. 4, 1832,	Middleborough,	Merchant, .	1881.
Nathaniel Wales,	Stoughton,	Nov. 25, 1819,	Brockton,	Manufacturer, .	1882.
William A. Tower,	Lexington,	1825,	Petersham, .	Banker & Broker, .	1883.
Patrick Maguire,	Boston,	Dec. 5, 1838,	Ireland, .	Real Estate, .	1883.
Edward H. Illaskell,	Gloucester,	Oct. 5, 1845,	Gloucester,	Merchant, .	1883.
George Heywood, .	Concord, .	May 24, 1826,	Concord, .	Lawyer, .	1880.
Eben A. Hall, .	" 7.	Greenfield,	Dec. 20, 1839.	Taunton, .	Editor & Publisher, .
Wellington Smith, .	" 8.	Lee,	Dec. 16, 1841,	Lee, .	Paper Manufacturer, .
T. E. Major, Private Secretary to the Governor, .	Boston, .	Sept. 19, 1849,	Ohio, .	Stenographer, .	1883.

<i>Heads of Departments—</i>				
Henry B. Peirce, <i>Secretary,</i>	Abington,	Aug. 6, 1841,	Duxbury,	Insurance Broker, 1876
Daniel A. Gleason, <i>Treasurer,</i>	Medford,	May 9, 1836,	Worcester,	Lawyer, 1881.
Charles R. Ladd, <i>Auditor,</i>	Springfield,	April 9, 1822,	Holland, Conn.,	Insurance, 1879.
Edgar J. Sherman, <i>Attorney-General,</i>	Lawrence,	Nov. 28, 1834,	Weathersfield, Vt.	Lawyer, 1883.
Samuel Dalton, <i>Adjutant-General,</i>	Salem,	June 25, 1840,	Salem, Mass.,	Merchant, 1883.

# LEGISLATIVE DEPARTMENT.

## SENATE.

**GEORGE G. CROCKER, President.**

Districts.	SENATORS.	Residence.	Date of Birth.	Native Place.	Occupation.	1st Year in Leg.
<b>SUFFOLK COUNTY.</b>						
First District,	Knowles Freeman,	Chelsea, Boston,	Oct. 28, 1839,	Orleans, Charlestown,	Merchant, Lawyer,	1883.*
Second "	John H. Sherburne,	"	Dec. 7, 1845,	Boston,	Lawyer,	1880.*
Third "	Owen A. Galvin,	"	June 21, 1852,	"	Lawyer,	1881.*
Fourth "	George G. Crocker,	"	Dec. 15, 1843,	Boston,	Lawyer,	1877.*
Fifth "	James A. McGeough,	"	June 15, 1852,	Ireland,	Lawyer,	1879.*
Sixth "	Frederick S. Risteen,	"	Aug. 28, 1840,	Jacksonville, N.B.	Grocer,	1883.*
Seventh "	Arthur W. Tufts,	"	Feb. 20, 1828,	Charlestown,	Pres Rox. Inst. for S.	1879.*
Eighth "	Benjamin F. Cutler,	"	Mch. 17, 1827,	Jaffrey, N.H.,	Retired,	1863.*
<b>ESSEX COUNTY.</b>						
First District,	John R. Baldwin,	Lynn, Marblehead,	May 10, 1854,	Lynn,	Lawyer,	1882.*
Second "	William Sparhawk,	Marblehead,	Oct. 21, 1827,	Marblehead,	Trader,	1883.*
Third "	Isaac A. S. Steele,	Gloster,	Feb. 2, 1840,	Gloster,	Sailmaker,	1881.*
Fourth "	Charles A. Sayward,	Ipswich,	June 28, 1837,	Ipswich,	Lawyer,	1872.*
Fifth "	Edwin Bowley,	Haverhill,	Nov. 17, 1822,	Haverhill,	Trader,	1883.*
Sixth "	James O. Parker,	Methuen,	Nov. 22, 1827,	Pembroke, N.H.	Insurance Agent,	1874.*
<b>MIDDLESEX COUNTY.</b>						
First District,	George A. Bruce,	Somerville,	Nov. 19, 1839,	Mt Vernon, N.H.	Lawyer,	1882.*
Second "	David Randall,	Waltham,	Feb. 24, 1818,	Rhombid, N.H.	Com. Merchant,	1877.*

## APPENDIX.

855

Third District,	Henry J. Wells, Walter N. Mason, Charles F. Gerry, Onslow Gilmore, Charles H. Allen,	Cambridge, Natick, Sudbury, Stoneham, Lowell,	Nov. 16, 1823, Oct. 12, 1824, June 3, 1828, Mar. 8, 1832, Apr. 15, 1848,	Charlestown, Tewksbury, N.H., Sudbury, Bedford, N. H., Lowell,	Lawyer, Lawyer, Insurance, Treas. of Sav. B'nk., Manufacturer,	1880; 1874; 1877; 1876; 1881;
<b>WORCESTER COUNTY.</b>						
First District,	Charles B. Pratt, George W. Johnson, Charles P. Barton, Theodore C. Baes, Edward P. Loring,	Worcester, Milford, Spencer, N. Brookfield, Fitchburg,	Feb. 14, 1824, Oct. 6, 1832, June 18, 1846, June 4, 1848, Mch. 2, 1837,	Lancaster, Upton, Oakham, No. Brookfield, Norridgewo'k, Me.	Pres. of Ins. Co., Boot & Shoe Mfr', Dentist, Corset Manuf'r, Lawyer,	1859; 1882; 1883; 1879; 1872;
Second "	Alvan Barrus,	Goshen,	Oct. 14, 1831,	Goshen,	Farmer,	1879;
Third "	William H. Haile, Dexter B. Hitchcock,	Springfield, Holyoke,	Sept. 23, 1833, Sept. 5, 1837,	Chesterfield, N.H., Holyoke,	Manufacturer, Farmer,	1882; 1883;
Fourth "	Rufus Livermore,	Orange,	Nov., 1839,	Grouton,	Sec. Machine Co.,	1879;
Fifth "	Foster E. Swift, John M. Seeley,	No. Adams, Gt. Barrington	Nov. 12, 1835, Apr. 17, 1814,	Chester, Vt., Gt. Barrington,	Hotel Keeper, Cotton Manuf'r,	1883; 1854;
<b>HAMPSHIRE COUNTY.</b>						
Hampshire District,	Benjamin S. Lovell, Warren E. Locke,	Weymouth, Norwood,	July 10, 1845, May 28, 1841,	Weymouth, Lexington,	Gun Dealer, Gen. Ag't F. B.R.,	1877; 1882;
<b>HAMPTON COUNTY.</b>						
First District,	John M. Seeley,	Weymouth,	July 10, 1845,	Weymouth,	Gun Dealer,	1877;
Second "	Benjamin S. Lovell, Warren E. Locke,	Norwood,	May 28, 1841,	Lexington,	Gen. Ag't F. B.R.,	1882;

<sup>1</sup> House of Representatives.

<sup>2</sup> Senate.

## APPENDIX.

Districts.	SENATORS.	Residence.	Date of Birth.	Native Place.	Occupation.	1st Year in Leg.
<b>PLYMOUTH COUNTY.</b>						
First District,	Peleg McFarlin,	Carver, E. Bridgewater	Oct. 18, 1843, July 3, 1831,	Carver, E. Bridgewater,	Merchant, Shoe Manufact'r,	1881. 1864. <sup>1</sup>
Second "	James S. Allen,					
<b>BRISTOL COUNTY.</b>						
First District,	Lincoln S. Drake,	Easton,	April 8, 1840,	Easton,	Iron Founder,	1882. <sup>1</sup>
Second "	John W. Cummings,	Fall River,	Aug. 26, 1856,	Stockport, Eng.	Lawyer,	1878. <sup>1</sup>
Third "	Charles S. Randall,	New Bedford,	Feb. 20, 1824,	New Bedford,	Merchant,	1883. <sup>1</sup>
<b>BARNSTABLE, NANTUCKET AND DUKES COUNTIES.</b>						
Cape District,	Joseph P. Johnson,	Provincetown,	July 8, 1818,	Essex, Conn.,	Auctioneer,	1850. <sup>1</sup>

<sup>1</sup> House of Representatives.  
<sup>2</sup> Senate.

## OFFICERS OF THE SENATE.

NAME AND OFFICE.	Residence.	Date of Birth.	Native Place.	1st Year in Office.
Stephen N. Gifford, Clerk,	Duxbury,	July 21, 1815,	Pembroke,	1858.
E. Herbert Clapp, Assistant Clerk,	Boston,	Oct. 17, 1838,	Dorchester,	1880.
Edmund Dowse, Chaplain,	Sherborn,	Jan. 30, 1813,	Sherborn,	1880. <sup>1</sup>
O. F. Mitchell, Sergeant-at-Arms,	Boston,	1838,	Wareham,	1875.

<sup>1</sup> Member of the Senate to 1860, 1870.

# HOUSE OF REPRESENTATIVES.

GEORGE A. MARDEN, SPEAKER.

857

District.	Representatives.	Residence.	Date of Birth.	Native Place.	Occupation.	1st Year in Leg. <sup>1</sup>
<b>BARNSTABLE COUNTY.</b>						
No. 1,	Bradford B. Briggs, Francis D. Cobb, David Fisk, Clarendon A. Freeman, Solomon Linnell, 2d, Edward E. Small,	Sandwich, Barnstable, Dennis, Chatham, Orleans, Provincetown,	July 6, 1824, 1837, May 6, 1838, Aug. 28, 1845, Oct. 1, 1820, Oct. 7, 1843,	Rochester, Boston, Dennis, Chatham, Orleans, Provincetown,	Master Mariner, Ship Agent, Grocer, Manufacturer, Wholesale Fish D'l'r,	1862. 1882. 1882. 1883. 1883. 1883.
No. 2,	Nelson H. Bixby, Henry G. B. Fisher, Jacob Grinlich, John S. Barton, Heman L. Allen, Pliny M. Shaylor, George E. Kniffin, Herbert C. Joyner, George Kellogg,	Williamstown, Adams, North Adams, Pittsfield, Dalton, Windsor, Lee, W. Stockbridge, G Barrington, Sheffield,	Feb. 16, 1845, Sept. 27, 1840, Oct. 4, 1845, April 25, 1828, July 21, 1835, May 23, 1830, Sept. 20, 1860, July 12, 1838, Feb. 4, 1831,	Boonton, N. J., Halifax, Vt., Boston, Bavaria, Germany, West Hampton, Windsor, Lee, W. Stockbridge, New Hartford, N.Y., Sheffield,	Banker, Lawyer, Manufacturer, Brewer, Farmer and Butcher, Lumber Merchant, Farmer, Clerk, Lawyer, Farmer,	1882. 1881. 1883. 1883. 1883. 1883. 1883. 1883.
<b>BERKSHIRE COUNTY.</b>						
No. 1,	Charles D. Belden, { Nelson H. Bixby, Henry G. B. Fisher, Jacob Grinlich, John S. Barton, Heman L. Allen, Pliny M. Shaylor, George E. Kniffin, Herbert C. Joyner, George Kellogg,	Williamstown, Adams, North Adams, Pittsfield, Dalton, Windsor, Lee, W. Stockbridge, G Barrington, Sheffield,	Feb. 16, 1845, Sept. 27, 1840, Oct. 4, 1845, April 25, 1828, July 21, 1835, May 23, 1830, Sept. 20, 1860, July 12, 1838, Feb. 4, 1831,	Boonton, N. J., Halifax, Vt., Boston, Bavaria, Germany, West Hampton, Windsor, Lee, W. Stockbridge, New Hartford, N.Y., Sheffield,	Banker, Lawyer, Manufacturer, Brewer, Farmer and Butcher, Lumber Merchant, Farmer, Clerk, Lawyer, Farmer,	1882. 1881. 1883. 1883. 1883. 1883. 1883. 1883.

<sup>1</sup> In House, unless otherwise specified.

## APPENDIX.

DISTRICTS.	REPRESENTATIVES.	RESIDENCE.	DATE OF BIRTH.	Native Place.	OCCUPATION.	1st Year in Leg.
<b>BRISTOL COUNTY.</b>						
No. 1,	{ John Whitehill, William A. Copeland, George A. Lackey, Charles T. Barnard, Francis S. Babbitt, Herbert L. Peck, Rufus A. Dunham, Orlando G. Robinson, William A. Searell, William Gordon, Jr., James R. Denham, John W. Gifford, Charles B. Martin, T. Dwight Stow, Patrick E. Foley, James F. Davenport, Job M. Leonard, James H. Mason,	Attleborough, Mansfield, Easton, Taunton, Taunton, Taunton, Fairhaven, New Bedford, New Bedford, New Bedford, New Bedford, Westport, Fall River, Fall River, Fall River, Somerset, Swansea,	Aug. 11, 1833, Oct. 23, 1855, May 22, 1838, July 7, 1829, Dec. 22, 1843, Jan. 21, 1850, Sept. 30, 1819, Dec. 12, 1826, April 29, 1836, Dec. 16, 1825, July 18, 1837, Feb. 17, 1854, Sept. 16, 1829, Mar. 11, 1847, Mar. 4, 1832, Sept. 1, 1824, Aug., 1817,	Paisley, Scotland, Mansfield, Leather Cutter, Merchant Tailor, Manufacturer, Boot and Shoe Dealer, Liverystable Keeper, Master Mariner, Hotel Keeper, Commission Merch't, Letter Carrier, Farmer, Cotton Spinner, Physician & Surgeon, Glazier, Retired, Merch. & Iron Manuf., Carriage Manuf.,	Clergyman, Lawyer, Leather Cutter, Merchant Tailor, Manufacturer, Boot and Shoe Dealer, Liverystable Keeper, Master Mariner, Hotel Keeper, Commission Merch't, Letter Carrier, Farmer, Cotton Spinner, Physician & Surgeon, Glazier, Retired, Merch. & Iron Manuf., Carriage Manuf.,	1882. 1883. 1883. 1882. 1882. 1883. 1882. 1882. 1883. 1882. 1882. 1883. 1883. 1883. 1883.
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No. 10,	{					
<b>DUKES COUNTY.</b>						
No. 1,	Tristram R. Holley,	Edgartown,	April 2, 1842,	Edgartown,	Selectman,	1882.
<b>ESSEX COUNTY</b>						
No. 1,	{ Edward H. Shaw, Frank H. Gaffney, Fratus Howes,	Rockport, Gloucester, Gloucester,	Oct. 23, 1818, Aug. 26, 1848, July 3, 1834,	Salem, Gloucester, Chatham,	Stage and Livery, Calker, Ship Joiner,	1883. 1883. 1883.
No. 2,	{					

## APPENDIX.

No. 3,		John H. Cheever, Alonzo J. Statson, John I. Baker, William Cogswell, John Jackson, Charles W. Richardson, Edmund B. Wilson, Francis E. Pedrick, Thomas P. Wiggins, John L. Parker, William R. Meiden, George W. Littlefield, Charles H. Baker, James W. Switzer, Aaron F. Clark, Albert H. Sweetser, Charles Smith, j., William R. Kimball, John P. Coombs, Thomas C. Simpson, W. Scott Peabody, Marquis D. F. Steere, David L. Ambrose, Daniel B. Cluff, Edwin N. Hill, Adams H. Cogswell, Dennis Gilmartin, Dennis A. Sullivan, Samuel M. Davis, Daniel F. Dolan,	Manchester, Danvers, Beverly, Salem, Salem, Salem, Salem, Marblehead, Marblehead, Lynn, Lynn, Lynn, Lynn, Lynn, Lynn, Lynn, Lynn, Saugus, Andover, Boxford, Newburyport, Newburyport, Groveland, Amesbury, W. Newbury, Haverhill, Haverhill, Methuen, Lawrence, Lawrence, Lawrence, Lawrence,	Sept. 13, 1841, 1838 Aug. 16, 1812 Aug. 23, 1838 1822 Sept. 7, 1843, Aug. 15, 1820 April 27, 1829 Mar. 29, 1832 June 7, 1837 Feb. 8, 1842 Sept. 5, 1833 Feb. 2, 1847 Jan. 26, 1836 April 7, 1816 May 24, 1848 1818 Feb. 18, 1811 Sept. 19, 1837 Mar. 21, 1853 Dec. 19, 1830 Jan. 10, 1822 May 17, 1822 Dec. 12, 1824 Mar. 12, 1849 Aug. 11, 1836 May 27, 1854 May 7, 1842 Feb. 24, 1820 Mar. 19, 1847	Insurance Agent, Furniture Dealer, Real Estate Agent, Lawyer, Last Manufacturer, Lawyer, Clergyman, Foreman, Boot & Shoe p't'n mkr., Editor, Clerk, Shoemaker, Shoe Manufacturer, Shoe Manufacturer, Lumber Dealer, Sauff Manufacturer, (Clergyman, Shoemaker, R. Conductor, Lawyer, Farmer, Manufacturer, Physician, Shoe Manufacturer, Lawyer, Engineer, Coffee Dealer, Pharmacist, Real Estate, Wool Hat Finisher,	1883. 1883. 1840. 1870. 1878. 1883. 1883. 1872. 1883. 1883. 1869. 1883. 1883. 1883. 1883. 1883. 1883. 1883. 1883. 1883. 1883. 1883. 1883. 1883. 1883. 1883. 1883.
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## APPENDIX.

Districts.	REPRESENTATIVES.	Residence.	Date of Birth.	Native Place.	Occupation.	1st Year in Leg.
FRANKLIN COUNTY. No. 1, . . . . .	Charles A. Towne, Franklin I. Webster,	Orange, Montague,	Oct. 3, 1843; Nov. 26, 1852;	Dana, N. Lebanon, N.Y.,	Grocer, Hardware, Iron and Coal Merchant,	1883.
No. 2, . . . . .	John A. Aiken, William W. Foster, John D. Miller, Henry L. Warfield,	Greenfield, Deerfield, Colrain, Buckland,	Sept. 16, 1850; Sept. 18, 1845; Jan. 22, 1842; Sept. 11, 1835;	Greenfield, Springfield, Colrain, Heath,	Lawyer, Superintendent, Farmer, Farmer,	1883. 1883. 1883. 1883.
HAMPTON COUNTY. No. 1, . . . . .	Solomon F. Cushman, Warren D. Fuller, Ansel F. Wildes,	Monson, Ludlow, Chicopee,	Nov. 18, 1826; 1834; Aug. 27, 1832;	Monsen, Me., Ludlow, Leverett, Enfield, Conn.,	Woolen Manuf., Farmer, Hotel Keeper, President, Horse Ry.,	1881. 1883. 1883.
No. 2, . . . . .	{ John Olmsted, Theodore D. Beach,	Springfield, Springfield,	June 1, 1820; April, 1821;	Sandisfield, Springfield,	Auctioneer, Merchant,	1883.
No. 3, . . . . .	{ John B. Stabbins, Charles S. Newell,	Springfield, Longmeadow,	Nov. 19, 1817;	Springfield, Springfield,	Farmer, Manufacturer,	1876. 1883.
No. 4, . . . . .	{ Charles Fuller, John H. Wright,	Holyoke, Holyoke,	Oct. 7, 1832; April 19, 1840;	Monson, Ireland,	Retired Merchant,	1877.
No. 5, . . . . .	{ Allen Higginbottom, William H. Whitney,	Westfield,	June 24, 1843;	England,	Real Estate Agent,	1874.
No. 6, . . . . .	{ Edwin Leonard, 2d, Charles H. Knox,	Agawam, Chester,	July 9, 1840;	Westfield,	Furniture Dealer and Undertaker,	1883.
No. 7, . . . . .	{				Carpenter,	1883.
No. 8, . . . . .	{				Lumberman,	1883.
No. 9, . . . . .	{					
No. 10, . . . . .	{					
No. 11, . . . . .	{					
HAMPSHIRE COUNTY. No. 1, . . . . .	John F. Warner, Charles N. Clark,	Northampton, Northampton,	May 24, 1828; April 4, 1853;	Northampton, Northampton,	Farmer, Lawyer,	1880. 1883.

## APPENDIX.

861

No. 2,	.	Hatfield,	April 17, 1842,	Hatfield,	Farmer,	1883.
3,	.	Chesterfield,	Nov. 17, 1837,	North Adams,	Physician,	1883.
4,	.	Amherst,	Mar. 13, 1820,	Hadley, Mass.,	Farmer,	1865.
5,	.	Granby,	Feb. 13, 1834,	Granby,	Merchant,	1883.
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MIDDLESEX COUNTY,						
No. 1,	.	William A. Bancroft,	April 26, 1855,	Groton, Mass.,	Lawyer,	1883.
2,	.	Chester W. Kingsley,	June 9, 1824,	Brighton,	Bank President,	1882.
3,	.	Geo. D. Chamberlain,	June 4, 1823;	Westborough,	Wholesale Beef D'l'r,	1881.
4,	.	John W. Wilkinson,	1832,	Rochester, N. Y.,	Piano Maker,	1883.
5,	.	Lewis W. Howes,	Nov. 28, 1812,	Sidney, Me.,	Lawyer,	1883.
6,	.	Joseph J. Kelley,	Aug. 23, 1845,	Ireland,	Cabinet-Maker,	1877.
7,	.	Elijah C. Clark,	April 20, 1826,	East Corinth, Me.,	Produce Dealer,	1883.
8,	.	Charles S. Lincoln,	Aug. 31, 1849,	Walpole, N. H.,	Lawyer,	1879.
9,	.	Edward Glines,	Jan. 1810,	Somerville,	Coffee and Spice M'r.,	1882.
10,	.	Joshua T. Foster,	1835,	South Scituate,	Retired Shipbuilder,	1883.
11,	.	William F. Chester,	Jan. 17, 1835,	Malden,	Ivory Turner,	1882.
12,	.	George E. Smith,	April 5, 1849,	N. Hampton, N. H.,	Lawyer,	1883.
13,	.	Wingate P. Sargent,	1822,	Merrimac,	Merchant,	1883.
14,	.	George Cowdry,	Jan. 5, 1815,	Stoneham,	Real Estate Dealer,	1844.
15,	.	Arlon S. Atherton,	April 14, 1842,	Richmond, N. H.,	Grocer,	1873.
16,	.	Warren Eames,	July 30, 1833,	Wilmington,	Fmr & Prov. D'l'r,	1883.
17,	.	John G. Maguire,	June 1, 1849,	Waltham,	Lawyer,	1883.
18,	.	James F. Dwinell,	July 23, 1825,	Newport, N. H.,	Wholesale Coffee and	1883.
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15,	.	Daniel Butler,	June 23, 1808,	Hartford, Conn.,	Clergyman,	1869.
16,	.	Charles C. Burr,	Feb. 9, 1818,	Worcester, Mass.,	Spice Dealer,	1883.
17,	.	Thomas Weston, Jr.,	June 14, 1834,	Middleboro, Mass.,	Merchant,	1883.
18,	.	John S. Williams,	Feb. 16, 1834,	Weston,	Lawyer,	1883.
	.	Leonard A. Saville,	Jan. 31, 1833;	Lexington,	Town Treasurer,	1883.
	.				Glooucester,	1883.

## APPENDIX.

DISTRICTS.	REPRESENTATIVES.	RESIDENCE.	DATE OF BIRTH.	NATIVE PLACE.	OCCUPATION.	1st YEAR IN LEG.
<b>MIDDLESEX CO.—Con.</b>						
No. 19,	Jesse B. Butterfield,	Tyngsboro', Lowell,	Feb. 13, 1840,	Tyngsborough, Ireland,	Farmer,	1883.
20,	John Courtney,	Lowell,	Feb. 2, 1834,	Grocer,	Farmer,	1883.
21,	Daniel H. Varnum,	Lowell,	Feb. 11, 1848,	R'al Estate Dealer,	Editor,	1883.
22,	Michael Sexton,	Lowell,	April 25, 1854,	Ireland,	Provision Dealer,	1883.
23,	Charles D. Starbird,	Lowell,	Mar. 7, 1884,	Freeman, Me.,	Real Estate Dealer,	1883.
24,	George L. Huntton,	Lowell,	Aug. 13, 1836,	Albany, Vt., Mt. Vernon, N.H.,	Stable Keeper,	1883.
25,	George A. Marden,	Lowell,	Aug. 9, 1839,	Mendon,	Editor,	1873.
26,	Samuel Staples,	Concord,	Nov. 3, 1813,	Taunton,	Farmer,	1848.
27,	Henry J. White,	Weston,	Nov. 17, 1828,	Cambridge,	Farmer,	1883.
28,	Warren A. Bird,	Natick,	Oct. 14, 1837,	Sherborn,	Coal Dealer,	1877.
29,	Leonard T. Morse,	Sherborn,	July 13, 1825,	Randolph,	Farmer,	1883.
30,	Caleb Holbrook,	Ashland,	Jan. 16, 1826,	Manufacturer,	Manufacturer,	1883.
31,	James R. Entwistle,	Framingham,	June 5, 1845,	Framingham,	Boot & Shoe Jobber,	1892.
32,	Samuel N. Aldrich,	Marlboro', Hudson,	Feb. 3, 1839,	Upton, N.H.,	Lawyer,	1879.
33,	Luman T. Jeffs,	Hudson,	April 4, 1830,	Washington, N.H.,	Shoe Manufacturer,	1883.
34,	Charles H. Miller,	Pepperell,	Jan. 14, 1838,	Pepperell,	Carpenter & Builder,	1883.
35,	Alonzo Carr,	Ashby,	June 7, 1836,	Hudson,	Manufacturer,	1874.
<b>NANTUCKET COUNTY.</b>						
No. 1,	Josiah Freeman,	Nantucket,	Sept. 11, 1839,	Osterville, .	Photographer,	1882.
<b>NORFOLK COUNTY.</b>						
No. 1,	Chas. A. Mackintosh,	Dedham,	Aug. 25, 1853,	West Roxbury,	Lawyer,	1883.
2,	Rufus G. F. Candage,	Brookline,	July 28, 1836,	Bluehill, Me.,	Marine Surveyor,	1882.
3,	Hobart M. Cabbie,	Hyde Park,	Mar. 8, 1842,	Watson, N.Y.,	Bookeller,	1880.
4,	Henry II. Martin,	Milton, .	Mar. 19, 1835,	Milton, .	D't'r Gent's Fur'lings,	1883.

## APPENDIX.

863

PLYMOUTH COUNTY.		SUFFOLK COUNTY.	
No.	Deceased.	No.	Deceased.
5.	George A. Barker, William G. A. Pattee, William N. Eaton,	Quincy, Quincy, Quincy,	Oct. 18, 1840, Aug. 28, 1854, Dec. 29, 1845,
6.	Alva S. Morrison, George E. Craig, Bushrod Morse, Sabin Hubbard,	Brantree, Walpole, Sharon, Franklin,	Nov. 9, 1856, Aug. 30, 1859, Aug. 24, 1852, June 20, 1823,
7.	Fred H. Williams, Lyman K. Putney,	Forborough, Wellesley,	Jan. 7, 1867, Aug. 2, 1853,
8.			
9.			
No. 1.		Joseph Jacobs, Jr., Louis T. Cushing, George F. Stetson, Fred M. Harrington, Charles H. Howland, Isaac F. B. Perry, Sprague S. Stetson, Charles M. Reed, Charles W. Howland, Enos H. Reynolds, William L. Douglass, Andrew C. Brigham,	Hingham, Cohasset, Hanson, Plymouth, Plymouth, Rochester, Lakoville, Bridgewater, Rockland, Brockton, S. Abington,
2.			Dec. 8, 1828, May 31, 1849, April 11, 1833, July 2, 1848, Sept. 15, 1826, Jan. 6, 1825, Feb. 12, 1841, Sept. 12, 1819, Dec. 5, 1838, Aug. 22, 1845, May 5, 1837,
3.			
4.			
5.			
6.			
7.			
8.			
9.			
10.			
11.			
No. 1.		Jesse M. Gove, Benj. F. Campbell, Michael J. Dolan, Christopher P. Conlin,	Boston, " " " " " " " " "
2.			
No. 1.		Dec. 11, 1852, Sept. 12, 1834, May 2, 1850, Dec. 25, 1819,	Weare, N. H., Halifax, N. S., Ireland, Boston,
2.			

1 Genève.

## APPENDIX.

Districts.	REPRESENTATIVES.	Residence.	Date of Birth.	Native Place.	Occupation.	1st Year In Leg.
<b>SUFFOLK CO. — <i>Con.</i></b>						
No. 3,	Samuel C. Hunt, John E. Hayes, Edwin L. Pilsbury, John R. Murphy, John Reedie,	Boston, " " " " "	Sept. 6, 1825; Mar. 6, 1845; April 21, 1850; Aug. 26, 1856; 1828;	Charlestown, Charlestown, Bucksport, Me., Charlestown, Ireland,	Printer, Trader, Dealer in Furnishings, Clerk, Undertaker,	1882. 1883. 1882. 1883. 1881.
4,	Martin S. McCormick, James Tarone, John A. McLaughlin, John Doherty, Patrick F. McGarigle, Thomas C. Butler, George L. Clark, Julius C. Chappelle, Charles Wheeler, Henry H. Sprague, Roger Wolcott, John W. Leighton,	" " " " "	Nov. 11, 1858; Dec. 2, 1835; Feb. 1, 1853; Aug. 1, 1843; Feb. 2, 1845; Feb. 2, 1843; Mar. 21, 1850; Feb. 28, 1852; Feb. 8, 1839; Aug. 1, 1841; July 13, 1847; Feb. 26, 1828;	Dundee, Scotland, Boston, Ireland, Boston, Boston, Ireland, Boston, Chapel's, N. C., Athol, N. H., Boston, Elliot, Me., Boston,	Longshoreman, Undertaker, Trader, Contractor, Prop. of Billiard Hall, Real Estate Agent, Janitor, Lawyer, Lawyer, Builder, Mercht (Iron & Steel), Lawyer,	1883. 1883. 1883. 1883. 1883. 1883. 1883. 1883. 1883. 1882. 1882.
5,	" " " " "	" " " " "	July 10, 1852; Aug. 1, 1862;	"	Liquor Dealer,	1880.
6,	" " " " "	" " " " "	July 25, 1851;	Ireland,	Harness Maker,	1881.
7,	" " " " "	" " " " "	June 14, 1845;	Phillipston,	Manuf. Chemist,	1873.
8,	" " " " "	" " " " "	Nov. 22, 1832;	Boston,	Engraver,	1883.
9,	" " " " "	" " " " "	Mar. 12, 1847;	"	Truckman,	1882.
10,	" " " " "	" " " " "	Feb. 16, 1844;	Tuftonboro', N. H.,	Salesman,	1883.
11,	" " " " "	" " " " "	July 7, 1866;	Boston,		
12,	" " " " "	" " " " "				
13,	Cornelius F. Cronin, Francis O'Brien, Horace L. Bowker,	" " " " "				
14,	William H. Frizzell, Oliver G. Fernald, Charles W. Donahoe,	" " " " "				

## APPENDIX.

865

No. 16,		Boston,	Jerem. G. Fennessy,	April 4, 1857.	Ireland,	Conductor,	1883.
			Abraham J. Lamb,	July 27, 1844.	Boston,	Grocer,	1881.
17,		Boston,	Edmund T. Eastman,	Nov. 6, 1820.	Hampstead, N.H.,	Physician,	1882.
			Jesse L. Nason,	Oct. 22, 1837.	Franklin,	R'l Est. Br'ker & Auc'r,	1882.
18,		Boston,	Albert T. Whiting,	Sept. 30, 1833.	Charlestown,	Real Estate Broker,	1883.
			George E. Learnard,	May 15, 1830.	Boston,	Mercantile,	1881.
19,		Boston,	Patrick H. Manning,	Jan. 27, 1845.	Ireland,	Grocer,	1882.
			William Kilduff,	Apr. 18, 1842.	Boston,	Morocco Finisher,	1883.
20,		Boston,	Arthur F. Means,	Sept. 16, 1857.	Boston,	Lawyer,	1882.
			William H. Sayward,	Feb. 20, 1845.	Boston,	Builder,	1882.
21,		Boston,	Andrew J. Browne,	Mar. 25, 1831.	Brentwood, N.H.,	Real Estate Broker,	1882.
			Halsey J. Boardman,	May 19, 1834.	Norwich, Vt.,	Lawyer,	1883.
22,		Boston,	Michael W. Costello,	Aug. 3, 1852.	Ireland,	Engineer,	1883.
			George A. O. Ernst,	Nov. 8, 1850.	Cincinnati, O.,	Lawyer,	1883.
23,		Boston,	Edward P. Butler,	Mar. 8, 1838.	Boston,	Wholesale Coal Dealer,	1881.
			Wm. W. Whitmarsh,	June 1, 1838.	Abington,	Treasurer,	1883.
24,		Boston,	Edmund F. Snow,	July 15, 1841.	N. Bridgewater,	Grocer,	1883.
			Charles L. Randal,	1841.	Boston,	Trustee,	1883.
25,		Boston,	Chas. C. Hutchinson,	Nov. 6, 1832.	Boston,	Deal'r Nautical Inst's,	1882.
			D. Frank Kimball,	Dec. 4, 1845.	Boston,	Lawyer,	1883.
26,		Boston,	Thomas Martin,	Aug. 2, 1839.	Leicester, Eng.,	Manufacturer,	1883.
<b>WORCESTER COUNTY.</b>							
No. 1,		Americus Welch,	Blackstone,	Oct. 13, 1831.	Northbridge,	Retired,	1882.
2,		{ Thomas J. Hall,	Upton,	Dec., 1819.	Upton,	Builder,	1883.
3,		{ David M. Richardson,	Mendon,	Mar. 4, 1832.	Limington, Me.,	Boot Treeing,	1883.
4,		Arthur F. Whiting,	Northbridge,	June 28, 1846.	Northbridge,	Manufacturer,	1883.
5,		Fitch A. Winchester,	Southborough,	Mar. 11, 1830.	Southborough,	Farmer,	1883.
		Henry S. Nourse,	Lancaster,	April 9, 1831.	Lancaster,	Civil Engineer,	1883.
		Edwin A. Hildreth,	Harvard,	Mar. 28, 1843,	Cambridge,	Manufacturer,	1883.

## APPENDIX.

DISTRICTS.	REPRESENTATIVES.	RESIDENCE.	DATE OF BIRTH.	NATIVE PLACE.	OCCUPATION.	1ST YEAR IN LEG.
<b>WORCESTER CO.—Cont.</b>						
No. 6.	{ Omon H. Lawrence, Harris C. Hartwell,	Fitchburg, Fitchburg,	April 3, 1844, Dec. 28, 1847,	Brimfield, Groton,	Bank President, Lawyer,	1883. 1883.
7.	{ Walter O. Parker, Wilder P. Clark,	Ashburnham, Winchendon,	May 1, 1841, Oct. 12, 1832,	Ashburnham, Chesterfield, N. H.,	Merchant, Wooden Ware,	1883. 1877.
8,	{ Frank W. Adams, Charles S. Lord,	Royalston, Templeton,	Jan. 18, 1840, May 29, 1829,	Brookfield, Templeton,	Physician, Iron Founder,	1883. 1883.
9,	{ Allen W. Goodman,	Dana,	Nov. 1, 1837,	Prescott,	Manufacturer,	1883. 1883.
10,	{ Richman H. Potter, Emory L. Bates,	Rutland, Sturbridge,	July 6, 1839,	Coleville, N. Y.,	Farmer, Manufacturer,	1883. 1864.
11,	{ Horace W. Bush, Benajah U. Bugbee,	W. Brookfield, Southbridge,	Mar. 16, 1823, Aug. 7, 1828,	Starbridge, Montgomery, Vt.,	Insurance Agent, Merchant,	1883. 1883.
12,	{ Albert Tyler, Butler Bates,	Oxford, Webster,	1845.	Thompson, Ct., Smithfield, R. I.,	Clergyman, Boot and Shoe Cutter,	1883. 1883.
13,	{ John Hopkins, Samuel T. Rice,	Millbury, Northborough,	Nov. 16, 1823, Sept. 11, 1821,	Dudley, England,	Lawyer, Farmer,	1883. 1883.
14,	{ Joel Smith,	Leominster,	Aug. 28, 1812,	Leominster,	Comb Manufacturer,	1882.
15,	{ Aaron G. Walker, Forrest E. Barker,	Worcester,	Jan. 12, 1816,	Hopkinson,	Boot Manufacturer,	1868.
16,	{ Eugene M. Moriarty, David F. O'Connell,	Worcester,	Sept. 29, 1850,	Exeter, N. H.,	Lawyer,	1883.
17,	{ James H. Mellon, George H. Ball,	Worcester,	April 16, 1849,	Ireland,	Journalist,	1840.
18,	{ George E. Batchelder, Burton W. Potter,	Worcester,	Feb. 8, 1856,	Ireland,	Lawyer,	1882.
19,			Nov. 7, 1846,	Worcester,	Editor,	1877.
20,			Sept. 17, 1843,	Milford,	Lawyer,	1883.
21,			Feb. 16, 1836,	Middleton,	Leather Cutter,	1883.
22,			Feb. 8, 1843,	Coleville, N. Y.,	Lawyer,	1871.
23,						
24,						
25,						

Died May 31, 1881.

## OFFICERS OF THE HOUSE.

### APPENDIX.

867

Name and Office.	Residence.	Date of Birth.	Occupation.	1st Year in office.
Edward A. McLaughlin, Clerk,	Boston, . . . . .	Sept. 25, 1853,	Lawyer, . . . .	1883.
Daniel W. Waldron, Chaplain,	Boston, . . . . .	- - -	Clergyman, . . . .	1879.
Oreb F. Mitchell, Sergeant-at-Arms,	Bridgewater, . . . . .	1888,	- - -	1876.

## [No. 2.]

## RULES

OF THE

## HOUSE OF REPRESENTATIVES.

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[This schedule of Rules was adopted Jan. 27, 1874. Subsequent amendments are noted under each rule which has been amended.]

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## INDEX.

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[The figures refer to the numbers of the Rules.]

Adjourn, motion to, 78, 79.

Admission to the floor, 98.

**AMENDMENT :**

to be reported by committee on Bills in Third Reading, 27.  
of existing law, in order of inquiry, 38.

from Senate, sent back for concurrence, 44.

bill may be moved as, 45.

private bill not to be moved as, 47.

engrossed bill not to be amended, 52.

making substantial change, 61.

motions to amend, 79, 88 to 91.

when previous question is ordered, 83.

amendment to amendment, etc., 88.

not to be admitted of a different subject, 89.

when question is divided, 90.

in filling blanks, largest sum, etc., 91.

striking out enacting clause, 92.

of Rules, 101.

Appeals from the decision of the Speaker, 2, 82, 93.

Ballot, elections by, 23, 95.

**BILLS :**

1. *Preliminary.*

how to be written, 40.

motions contemplating legislation, etc., to be in the form of order of Inquiry, 38, 39.

## APPENDIX.

869

### BILLS — *Continued.*

how to be introduced, 45; introduced on leave, *ibid.*

to be read by their titles only, unless, etc., 146.

restriction on introduction by leave, 47.

(“applications”) after the second Wednesday  
day in February; see *Joint Rule* 12.  
again when once rejected, 48.

#### 2. *As reported by Committees.*

appropriation bills to contain certain items only, 26.

restriction or regulation of reports, 29, 30, 48.

reports to be made before the second Wednesday in March, 31.

when to be presented to the House, 34.

#### 3. *Before the second reading.*

if opposed, question on rejection; otherwise, second reading, 41.

involving expenditures, referred to committee on Finance, 42.

from the Senate, 36, 55.

referred to committee, etc., 43.

case of Senate amendments to House bill, 44.

#### 4. *Before the third reading.*

referred to committee, 49.

duties of committee, 27.

placed in Orders of the Day, 57.

#### 5. *After the third reading.*

not to be engrossed unless read on three several days, 50.

#### 6. *After engrossment.*

referred to committee, 51.

duties of committees, 28.

not to be amended, 52.

passage to be enacted, 53.

notice to be given; sent to the Senate, 54.

#### 7. *Provisions applicable at several stages.*

arrangement of matters in Orders of the Day, 13, 59.

consideration of matters in Orders of the Day, 58.

matters not to be discharged from Orders of the Day, 60.

amendment changing nature of a bill, 61.

Clerk to retain bills and other papers, except, etc., 15.

bills and papers in possession of members, 19.

effect of motion to strike out enacting clause, 92.

provisions respecting bills also applicable to resolves, 94.

Calendar, 13, 14, '59.

Clerk, 11, 12, 13, 15, 19, 97.

Commit, motion to, 78, 79, 87.

### COMMITTEES :

standing committees to be appointed, 21.

to be appointed by Speaker, unless, etc., 22.

case of election by ballot, 23.

no member required to be on more than two, etc., 24.

no member to serve where his private right, etc., 25.

duty of committee on Finance, 26.

on Bills in the Third Reading, 27.

on Engrossed Bills, 28.

to report adversely in certain cases, 29.

notice to be given in certain cases, 30.

to make report on or before second Wednesday in March, 31.

## APPENDIX.

## DEBATE, RULES OF, 72 to 92.

Speaker may speak to points of order, etc., 2.  
 matters to be disposed of without debate, 58, 63, 68, 82.  
 motions to be decided without debate, 78.  
 debate on motions to reconsider, 71.  
 debate on motions to lay on the table, to commit or recommit, 78.  
 motion to close debate, 79, 84, 85.

See *Previous Question*.

Doubt; when a vote is doubted, 65, 66, 68.

Elections by ballot, 23, 95.

Engrossed Bills, committee on, 28, 51; see *Bills*.

Excuse for voting, time for application for, 63.

Finance. committee on, 26, 42.

Journal of the House, 4, 11, 12.

## MEMBERS:

not to stand up, etc., 16.  
 not to be absent, etc., 17, 18.  
 to leave papers with the Clerk, 19.  
 number of, upon each standing committee, 21.  
 first named to be chairman of committee, etc., 22.  
 having highest number to be chairman, etc., 23.  
 no member required to be on more than two committees, etc., 24.  
 no member to serve on committee where his private right, etc., 25.  
 member presenting petition, etc., to endorse his name, etc., 35.  
 no member to vote where his private right, etc., 62.  
 every member to vote, except, etc., 63.  
 member about to speak, to rise and address the Speaker, etc., 72.  
 no member to interrupt another, etc., 74.  
 no member to speak more than once, etc., 76.  
 seats of members, 97.  
 privilege of the floor, 98.

See *Voting*.

Monitors, 8, 9, 10, 65.

Motions, 76 to 92.

Order; see *Questions of Order*.

ORDERS, generally, 29, 39.

once rejected, not to be renewed, 48.  
 of inquiry, 15, 38.  
 of notice, 15.  
 of the Day, 13, 14, 55 to 61.

Pairs, recording of, 67.

Petitions, 29, 34, 35.

once rejected, 48.

Postpone, to a time certain, motion for, 79, 86. See also 39.  
 indefinitely, motion for, 79, 92.

Previous question, 79 to 83, 85.

Privilege of the floor, 98.

Questions of order, 2, 12, 74, 82.

Reading of papers, 5, 35, 37, 46.

Recommit, motion for, 78, 79, 87.

Reconsideration, 69, 70, 71.

Reports of committees (*see Bills*), 34, 55, 56.

Representatives' Chamber, 99.

Resolves, 94; *see Bills*.

Rules, 9, 10, 20, 101.

Seats, 97.

Secret Session, 96.

Senate, papers from, 36, 43, 44, 45, 48, 55, 56.

engrossed bills sent to, 54.

#### SPEAKER, 1 to 6.

may name a member to perform the duties of the chair, 7.

absence of, 8.

to appoint monitors, 9.

may direct as regards matters in calendar, 13.

to appoint committees, 22.

chairman of committee of the whole, 32.

to call for petitions, etc., 34.

to lay before the House papers from the Senate, 36.

may present papers not petitions, etc., 37.

to give notice of engrossed bill sent to Senate, 54.

to name member entitled to floor, 73.

may direct motion to be reduced to writing, 76.

may invite visitors to seats on the floor, 98.

See *Rules of Debate*; *Voting*.

Strike out and insert, motion for, 90.

enacting clause, 92.

Suspension of Rules, 101.

Table, papers on, 13.

lay on, motion to, 78, 79.

take from, motion to, 78.

Third Reading, Bills in, committee on, 27, 49; *see Bills*.

Undebatable matters and motions; *see Debate*.

Unfinished business, 59.

Voting, 3, 4, 62 to 68.

Yea and Nays, 67, 68.

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#### THE SPEAKER.

1. The Speaker shall take the chair at the hour to which the House stands adjourned, call the members to order, and, on the appearance of a quorum, proceed to business.

2. He shall preserve decorum and order; may speak to points

## APPENDIX.

of order in preference to other members ; and shall decide all questions of order, subject to an appeal to the House.

[With regard to appeals, see Rules 82 and 93.]

3. He shall declare all votes, subject to verification as hereinafter provided.

[See Rules 64 to 68.]

4. In all cases he may vote.

5. He shall rise to put a question, or to address the House, but may read sitting.

6. He shall each day examine the journal of the House.

7. He may name a member to perform the duties of the chair for a period not exceeding two days at one time.

8. In case of a vacancy in the office of Speaker, or in case the Speaker or the member named by him in accordance with the preceding rule is absent at the hour to which the House stands adjourned, the senior monitor present shall call the House to order, and shall preside until a Speaker *pro tempore* or a Speaker is elected by ballot, which shall be the first business in order.

## MONITORS.

9. Two monitors shall be appointed by the Speaker for each division of the House, whose duty it shall be to see to the due observance of the Rules and, on request of the Speaker, to return the number of votes and members in their respective divisions.

10. If a member transgress any of the Rules after being notified thereof by a monitor, it shall be the duty of such monitor to report the case to the House.

[For duty of monitor in case of the absence of the Speaker, see Rule 8.] [See Rule 20.]

## CLERK.

11. The Clerk shall keep the journal of the House. He shall enter therein a record of each day's proceedings, and submit it to the Speaker before the hour fixed for the next sitting.

12. Every question of order shall be noted in the journal, and, with the decision, shall be entered at large in an appendix, which shall also contain the Rules of the House, and of the two branches.

13. The Clerk shall prepare and cause to be printed each day a calendar of matters in order for consideration, followed by a brief minute of the preliminary proceedings of the previous day;

a list of matters lying on the table ; and such other memoranda as the House or the Speaker may direct.

14. Any objection to the calendar shall be made and disposed of before the House votes to proceed to the consideration of the Orders of the Day.

15. The Clerk shall retain bills and other papers, in reference to which any member has a right to move a reconsideration (except petitions, enacted bills, orders of inquiry, and orders of notice), until the right of reconsideration has expired : *provided*, that the operation of this rule shall be suspended during the last week of the session.

#### MEMBERS.

16. No member shall stand up to the inconvenience of others, while a member is speaking ; or pass unnecessarily between the Speaker of the House and the member speaking ; or stand in the passages, or in the area in front of the chair.

17. No member shall be absent more than two days without leave of the House.

18. No member shall absent himself from the House without leave, unless there be a quorum without his presence.

19. Papers in possession of a member obtaining leave of absence, or at the end of the session, shall be left by him with the Clerk.

20. If a member is guilty of a breach of any of the Rules, he may be required by the House, on motion, to make satisfaction therefor ; and, until he has done so, he shall not be allowed to vote or speak, except by way of excuse.

[See Rule 10.]

#### COMMITTEES.

21. At the beginning of the political year, standing committees shall be appointed as follows :—

A committee on the Judiciary ;

A committee on Probate and Chancery ;

A committee on Finance ;

(to consist of nine members each).

A committee on Elections ;

A committee on County Estimates ;

A committee on Rules ;

(to consist of seven members each).

A committee on Bills in the Third Reading ;

A committee on Engrossed Bills ;

## APPENDIX.

A committee on Pay-Roll ;

A committee on Leave of Absence ;

(to consist of three members each).

[Amended Jan. 7, 1881; Jan. 10, 1883.]

22. Unless other provision is made in any case, all committees shall be appointed by the Speaker, and the member first named shall be chairman.

23. In case of the election of a committee by ballot, the member having the highest number of votes shall be chairman.

24. No member shall be required to be on more than two committees at the same time, nor chairman of more than one.

25. No member shall serve on any committee in any question where his private right is immediately concerned, distinct from the public interest.

26. The committee on Finance shall report, in appropriation bills, only such items of expenditure as are authorized by law, or such as the committee has been directed by the House to insert.

27. The committee on Bills in the Third Reading shall examine and correct the bills which are referred to it, for the purpose of avoiding repetitions and unconstitutional provisions, insuring accuracy in the text and references, and consistency with the language of existing statutes: *provided*, that any change in the sense or legal effect, or any material change in construction, shall be reported to the House as an amendment.

[Amended Jan. 15, 1880.]

28. The committee on Engrossed Bills shall carefully examine and compare engrossed bills, and report them rightly and truly engrossed, when found to be so, without delay.

29. When the object of an application, whether by petition, order, or bill introduced on leave, can be secured without a special act under existing laws, or without detriment to the public interests, by a general law, the committee to which the matter is referred shall report such general law, or leave to withdraw, inexpedient to legislate, or ought not to pass, as the case may be.

[Amended Jan. 15, 1880.]

30. No bill or resolve affecting the rights of individuals, or of private or municipal corporations, otherwise than as it affects generally the people of the whole Commonwealth, shall be reported by a committee, unless it is made to appear to the satisfaction of the committee that notice has been given, by

public advertisement or otherwise, to all parties interested, without expense to the Commonwealth; or unless evidence satisfactory to the committee is produced that the parties interested have in writing waived notice.

[Adopted, Jan. 26, 1881.]

31. On or before the second Wednesday in March, committees shall make final report upon matters referred to them prior to that day, unless further time is granted, for cause.

[Amended Feb. 15, 1883.]

*Committee of the Whole.*

32. When the House determines to go into a committee of the whole, the chairman shall be appointed by the Speaker.

33. The Rules of the House shall be observed in a committee of the whole, so far as they may be applicable, except the rules limiting debate. A motion to rise, report progress, and ask leave to sit again, shall be always first in order and be decided without debate.

REGULAR COURSE OF PROCEEDINGS.

*Petitions, etc., and Reports of Committees.*

34. Petitions, memorials, remonstrances, and papers of a like nature, and reports of committees, shall be presented before the House proceeds to the consideration of the Orders of the Day, and the Speaker shall call for such papers.

35. The member presenting a petition, memorial, or remonstrance, shall indorse his name thereon, with a brief statement of the nature and object of the paper; and the reading thereof shall be dispensed with, unless specially ordered.

*Papers from the Senate.*

36. Papers from the Senate shall be laid before the House by the Speaker, and received for action conformably to such of these Rules as are applicable thereto, before the House proceeds to the consideration of the Orders of the Day.

*Papers addressed to the House, not Petitions.*

37. Papers addressed to the House, or the General Court, other than petitions, memorials, and remonstrances, or those received from the Senate, may be presented by the Speaker or by a member in his place, and shall be read, unless it is specially ordered that the reading be dispensed with.

## APPENDIX.

*Orders of Inquiry.*

38. All motions contemplating legislation, when not founded upon petition, or upon bill proposed to be introduced on leave, shall be made in the form of an order of inquiry, which shall indicate the nature of the legislation proposed ; and if reference is made to any particular law, for amendment or otherwise, the order shall specify the chapter and section, as well as the subject to which it relates.

*Postponement to the Next Day on Request of a Member.*

39. The consideration of any order proposed for adoption, or of any request for leave to introduce a bill, shall be postponed without question to the day after that on which the order is proposed or request made, if any member asks such postponement.

*Bills and Resolves.* [See Rule 94.]

40. Bills shall be fairly written in a legible hand, without material erasure or interlineation on not less than one sheet of paper, with suitable margins and spaces between the several sections ; dates and numbers being written in words at length. Bills amending existing laws shall not provide for striking words from, or inserting words in, such laws, unless such course is best calculated to show clearly the subject and nature of the amendment. No repealed law, and no part of any repealed law, shall be re-enacted by reference merely.

[Amended Jan. 15, 1880.]

41. If a committee to whom a bill is referred report that the same ought not to pass, the question shall be, "Shall this bill be rejected?" If the question on rejection is negatived, the bill, if it has been read but once, shall go to a second reading without question ; otherwise it shall be placed in the orders for the next day, pending the question on ordering to a third reading, or engrossment, as the case may be.

[Amended Jan. 10, 1883.]

42. Bills involving an expenditure of public money shall, after their first reading, be referred to the committee on Finance, for report on their relation to the finances of the Commonwealth.

43. Bills from the Senate, after their first reading, shall be referred to a committee of the House, unless they were reported to the Senate by a joint committee.

44. Amendments, proposed by the Senate, and sent back to

the House for concurrence, shall be referred to the committee which reported the measure proposed to be amended, unless such committee is composed of members of both branches. In which case such amendments shall be placed in the Orders of the Day for the next day.

[Amended April 9, 1878.]

45. No bill shall be proposed or introduced unless received from the Senate, reported by a committee, or moved as an amendment to the report of a committee: *provided*, that the House may grant special leave to a member to introduce a bill; but, when leave is asked for the introduction of a bill, it shall be read for information before the question is put on granting leave; and if leave is granted, it shall be committed, before it is ordered to a second reading.

46. Bills, resolves, and other papers that have been, or under the rules or usage of the House, are to be printed, shall be read by their titles only, unless the full reading is requested.

[Adopted Jan. 10, 1883.]

47. No bill affecting directly the legal rights of individuals or corporations, otherwise than as it affects generally the interests of the whole people of the Commonwealth or of the cities or towns to which it specifically applies, shall be proposed or introduced, by amendment or otherwise, except by report of a committee, upon petition duly presented and referred, or as a substitute for such report. Objection to the violation of this rule may be taken at any stage prior to the third reading of the bill.

[Amended Jan. 15, 1880; also Jan. 10, 1883.]

48. When a bill, order, petition, memorial, or remonstrance has been finally rejected, no measure substantially the same shall be introduced by any committee or member during the same session.

[Amended April 26, 1877.]

49. Bills in their third reading shall be referred to the committee on Bills in the Third Reading for examination, correction and report.

[See Rule 27.]

50. No bill shall pass to be engrossed without having been read on three several days.

51. Engrossed bills shall be referred to the committee on Engrossed Bills for examination, comparison and report.

[See Rule 28.]

52. No engrossed bill shall be amended.

53. Engrossed bills, reported by the committee on Engrossed

## APPENDIX.

Bills to be rightly and truly engrossed, shall be put upon their passage to be enacted; and engrossed resolves, when so reported, shall be put upon their passage without further reading, unless specially ordered.

54. No engrossed bill shall be sent to the Senate without notice thereof being given by the Speaker.

*Orders of the Day.*

55. Bills from the Senate, after their first reading, when not referred to a committee of the House, bills favorably reported to the House by committees, and bills the question of the rejection of which is negative, shall be placed in the orders for the next day.

[Amended Jan. 10, 1883.]

56. Reports of committees not by bill or resolve shall be placed in the orders of the next day after that on which they are received from the Senate, or made to the House, as the case may be: *provided*, that the report of a committee asking to be discharged from the further consideration of a subject, and recommending that it be referred to another committee, shall be immediately considered.

[Amended Jan. 15, 1880.]

57. Bills ordered to a third reading shall be placed in the orders of the next day for such reading.

58. After entering upon the consideration of the Orders of the Day, the House shall proceed with them in regular course, as follows: Matters not giving rise to a motion or debate shall first be disposed of in the order in which they stand in the calendar; after which the matters that were passed over shall be considered in like order and disposed of.

59. When the House does not finish the consideration of the Orders of the Day, those which had not been acted upon shall be the orders for the next and each succeeding day until disposed of, and shall be entered in the calendar, without change in their order, to precede matters added under Rules fifty-five, fifty-six and fifty-seven. The unfinished business in which the House was engaged at the time of adjournment shall have the preference in the orders of the next day, after motions to reconsider.

*Special Rules affecting the Course of Proceedings.*

[For postponement of Order, etc, to the next day, on request of a member, see Rule 39.]

60. No matter which has been duly placed in the Orders of the Day shall be discharged therefrom; or considered out of the regular course.

61. If, under the operation of the previous question, or otherwise, an amendment is made at the second or third reading of a bill substantially changing the greater part of such bill, the question shall not be put forthwith on ordering the bill to a third reading or to be engrossed (as the case may be), but the bill, as amended, shall be placed in the orders of the next day after that on which the amendment is made, and shall then be open to further amendment before such question is put. In like manner, when, under the operation of the previous question or otherwise, an amendment is made in any proposition of such a nature as to change its character, as from a bill to an order, or the like, the proposition as amended shall be placed in the orders of the next day after that on which the amendment was made.

## VOTING.

62. No member shall vote in any question where his private right is immediately concerned, distinct from the public interest.

63. Every member not prevented by interest, who is present in the House when the question is put, shall give his vote, unless the House, for special reasons, excuse him. Members desiring to be so excused shall make application to that effect before the division of the House or the taking of the yeas and nays is begun. Such application may be accompanied by a brief statement of reasons by the member making it, but shall be decided without debate.

[Amended Jan. 8, 1877.]

64. When a question is put, the sense of the House shall be taken by the voices of the members, and the Speaker shall first announce the vote as it appears to him by the sound.

65. If the Speaker is unable to decide by the sound of the voices, or if his announcement made thereupon is doubted by a member rising in his place for that purpose, the Speaker shall order a return by divisions of the number voting in the affirmative and in the negative, without further debate upon the question.

[For duty of Monitors in case of a division, see Rule 9.]

## APPENDIX.

66. When a return by divisions is ordered, the members for or against the question, when called on by the Speaker, shall rise in their places, and stand until they are counted.

67. The sense of the House shall be taken by yeas and nays whenever required by thirty of the members present. When the yeas and nays are taken, the roll of the House shall be called in alphabetical order, and no member shall be allowed to vote who was not on the floor before the vote is declared. If, before such time, a member states to the House that he has paired with another member, and how each would vote on the pending question, the fact shall be entered on the journal immediately after the record of the yeas and nays, and such member shall be excused from voting.

[Amended Jan. 4, 1878; also April 2, 1878; also April 1, 1879.]

68. The call for the yeas and nays shall be decided without debate. If the yeas and nays have been ordered before the question is put, the proceedings under Rules sixty-four, sixty-five and sixty-six, shall be omitted; if not, they may be called for in lieu of a return by divisions when the Speaker's announcement is doubted by a member rising in his place, and, if then ordered, the proceedings under Rules sixty-five and sixty-six shall be omitted.

*Reconsideration.*

69. When a vote has passed (except as provided in the next rule), it shall be in order for any member to move the reconsideration thereof on the same or the succeeding day, and such motion, if made on the same day, shall (except in the last week of the session) be placed first in the orders of the next day after that on which it is made; but, if first moved on such succeeding day, it shall be forthwith considered: *provided, however,* that a motion to reconsider a vote upon any incidental or subsidiary question shall not remove the main subject under consideration from before the House, but shall be considered at the time when it is made.

70. When a motion for reconsideration is decided, that decision shall not be reconsidered, and no question shall be twice reconsidered; nor shall any vote be reconsidered upon either of the following motions: —

- To adjourn,
- To lay on the table,
- To take from the table; or,
- For the previous question.

71. Debate on motions to reconsider shall be limited to thirty minutes, and no member shall occupy more than five minutes.

[For rule requiring the Clerk to retain papers, except, etc., until the right of reconsideration has expired, see Rule 15.]

#### RULES OF DEBATE.

72. Every member, when about to speak, shall rise, and respectfully address the Speaker; shall confine himself to the question under debate, and avoid personality; and shall sit down when he has finished. No member shall speak out of his place without leave of the Speaker.

73. When two or more members rise at the same time, the Speaker shall name the member entitled to the floor, preferring one who rises in his place to one who does not.

74. No member shall interrupt another while speaking, except by rising to call to order.

75. No member shall speak more than once to the prevention of those who have not spoken and desire to speak on the same question, nor more than twice on the same question without leave of the House.

#### *Motions.*

76. Every motion shall be reduced to writing, if the Speaker so directs.

77. A motion need not be seconded, and may be withdrawn by the mover if no objection is made.

78. A motion to adjourn shall be always first in order, and shall be decided without debate; and on the motions to lay on the table, to take from the table, to commit or recommit, not exceeding ten minutes shall be allowed for debate; and no member shall speak more than three minutes.

[Amended Feb. 19, 1878; and Jan. 26, 1880.]

[For application to be excused from voting, to be decided without debate, see Rule 63.]

[For call for yeas and nays, to be decided without debate, see Rule 68.]

[For questions of order, arising after the previous question is moved, to be decided without debate, except on appeal, see Rule 82.]

79. When a question is before the House, until it is disposed of, the Speaker shall receive no motion that does not relate to the same, except the motion to adjourn, or some other motion that has precedence either by express rule of the House, or because it is privileged in its nature; and he shall receive no motion relating to the same, except, —

## APPENDIX.

To lay on the table,	See Rule 78.
For the previous question,	See Rules 80-85.
To close the debate at a specified time,	See Rules 84, 85.
To postpone to a time certain,	See Rule 86.
To commit (or re-commit),	See Rules 78 and 87.
To amend,	See Rules 88-91.
To refer to the next General Court,	
Or to postpone indefinitely,	See Rule 92.

which several motions shall have precedence in the order in which they are arranged in this rule.

*Previous Question.*

80. The previous question shall be put in the following form: "*Shall the main question be now put?*" — and all debate upon the main question shall be suspended until the previous question is decided.

81. On the previous question, not exceeding ten minutes shall be allowed for debate, and that only to give reasons why the main question should not be put; and no member shall speak more than three minutes.

82. All questions of order arising after a motion is made for the previous question shall be decided without debate, excepting on appeal; and on such appeal no member shall speak more than once without leave of the House.

[See Rule 93.]

83. The adoption of the previous question shall put an end to all debate, except as provided in Rule eighty-five, and bring the House to a direct vote upon pending amendments, if any, in their regular order, and then upon the main question.

*Motion to Close Debate at a Specified Time.*

84. Debate may be closed at any time not less than thirty minutes from the adoption of a motion to that effect. On this motion, not exceeding ten minutes shall be allowed for debate, and no member shall speak more than three minutes. In case the time is extended by unanimous consent, the same rule shall apply at the end of the extended time as at the time originally fixed.

[Amended Jan. 8, 1877; and Jan. 15, 1880. See the next Rule.]

*When Debate is closed, Ten Minutes allowed, etc.*

85. When debate is closed by ordering the previous question, or by a vote to close debate at a specified time, the member in charge of the measure under consideration shall be allowed to speak ten minutes, and may grant to any other member any portion of his time. When the measure under consideration has been referred to the committee on Finance, under House Rule forty-two, the member originally reporting it shall be considered in charge, except where the report of the committee on Finance is substantially different from that referred to them, in which case the member originally reporting the measure, and the member of the Finance Committee reporting thereon, shall each be allowed to speak five minutes, the latter to have the close.

[Amended March 28, 1877]

*Motion to Postpone to a Time Certain.*

86. When a motion is made to postpone to a time certain, and different times are proposed, the question shall first be taken on the most remote time; and the time shall be determined before the question is put on postponement, which may then be rejected if the House see fit.

*Motion to Commit.*

87. When a motion is made to commit, and different committees are proposed, the question shall be taken in the following order: —

A standing committee of the House;

A select committee of the House;

A joint standing committee;

A joint select committee;

and a subject may be recommitted to the same committee or to another committee at the pleasure of the House.

*Motions to Amend.*

88. A motion to amend an amendment may be received; but no amendment in the third degree shall be allowed.

89. No motion or proposition of a subject different from that under consideration shall be admitted under color of amendment.

90. A question containing two or more propositions capable of division shall be divided whenever desired by any member. When a motion to strike out and insert is thus divided, the

## APPENDIX.

failure of the motion to strike out shall not preclude amendment; or, if the motion to strike out prevails, the matter proposed to be inserted shall be open to amendment before the question is taken on inserting it.

91. In filling blanks, the largest sum and longest time shall be put first.

*Equivalent for Motion to Postpone Indefinitely.*

92. A motion to strike out the enacting clause of a bill shall be equivalent to a motion to postpone indefinitely.

**APPEAL.**

93. No appeal from the decision of the Speaker shall be entertained unless it is seconded; and no other business shall be in order until the question on the appeal has been disposed of.

[See Rule 82.]

**RESOLVES.**

94. Such of these Rules as are applicable to bills, whether of the House or of the Senate, shall apply likewise to such resolves as require the concurrence of the Senate and approval by the Governor, in order to become laws and have force as such. Except in Rule fifty-three, the word "bill" shall be equivalent to the word "resolve" in the same place.

**ELECTIONS BY BALLOT.**

95. A time shall be assigned for elections by ballot, at least one day previous thereto.

**SECRET SESSION.**

96. All proceedings in secret session, and matters relating thereto, shall be kept secret until the House removes the injunction of secrecy.

**SEATS.**

97. (1.) The desk on the right of the Speaker shall be assigned to the use of the Clerk and such persons as he may employ to assist him, and that on the left to the use of the Chairmen of the committees on Bills in the Third Reading and on Engrossed Bills.

(2.) The senior member of the House, and the oldest member of the House who is not the senior member, shall be allowed to select their seats, from those not otherwise assigned, before the drawing of seats by the members.

[Amended Jan. 7, 1878.]

(3.) The seat numbered 34, in the first division, shall be assigned to the use of the Chairman of the committee on the Judiciary ; that numbered 15, in the sixth division, to the use of the Chairman of the committee on Finance ; that numbered 52, in the first division, to the use of the Chairman of the committee on Probate and Chancery ; and that numbered 39, in the sixth division, to the use of the Chairman of the committee on Railroads on the part of the House.

[Amended Jan. 7, 1878; also Jan. 6, 1882.]

(4.) The following seats shall be assigned to the use of the monitors : —

Those numbered 8 and 11, in the first division ;  
 100 and 104, in the second division ;  
 96 and 99, in the third division ;  
 92 and 95, in the fourth division ;  
 87 and 81, in the fifth division ; and  
 4 and 7, in the sixth division.

[Amended Jan. 6, 1882.]

(5.) The first business in order, after the appointment of standing committees and monitors is announced by the Speaker, shall be the drawing of the other seats upon the floor of the House.

(6.) The Clerk shall call the roll of the members in alphabetical order, omitting the names of the Speaker, the senior member, the oldest member, the chairmen of committees hereinbefore mentioned, and the monitors ; and the drawing shall be had in presence of the House, under the supervision of a committee of three selected from the members mentioned in this paragraph.

(7.) The seat assigned to any member, or drawn by him, shall be his seat for the year, unless an exchange is made and notice thereof given to the Sergeant-at-Arms within five days from the day of the drawing.

#### PRIVILEGE OF THE FLOOR.

98. (1.) Every member shall have the privilege of introducing upon the floor of the House, to occupy (for that day) any seat then vacant not belonging to a member, or belonging to a member who is absent, not more than one person at the same time, such person not having any private interest in any measure before the legislature distinct from the public interest : *provided*, that in any case, when by the exercise of this privi-

**APPENDIX.**

lege on the part of some of the members the vacant seats have been filled, and the Speaker so announces, the further exercise of the privilege shall be suspended for that day, or until one or more of the seats thus filled are vacated.

(2.) The Speaker may also invite visitors, not inhabitants of this Commonwealth, without limit of number, to seats (not numbered) upon the floor of the House.

(3.) Contestants for seats in the House, whose papers are in the hands of the committee on Elections, may be admitted, while their cases are pending, to seats to be assigned by the Speaker.

(4.) Senators, and the principal officers\* in the Executive and Judicial departments of the Civil Government of the Commonwealth, the Chaplains of both Houses, and the Clerk of the Senate, shall be admitted to the floor whenever they may have occasion to visit the House, and may occupy any of the seats not numbered which they may find vacant, or any seats which may be assigned by the Speaker for their use for the time being.

**REPRESENTATIVES' CHAMBER.**

99. Use of the Representatives' Chamber shall not be granted, except by a vote of four-fifths of the members present.

**PARLIAMENTARY PRACTICE.**

100. The rules of parliamentary practice shall govern the House in all cases to which they are applicable, and in which they are not inconsistent with these Rules, or the Joint Rules of the two branches.

**SUSPENSION, AMENDMENT, AND REPEAL.**

101. Nothing in these Rules shall be dispensed with, altered, or repealed, unless two-thirds of the members present consent thereto; but this rule, and Rules thirty-nine, forty-nine, and ninety-nine, shall not be suspended, unless by unanimous consent of the members present.

Blanks for orders, bills, reports, petitions, and indorsement of petitions, may be had on application to the Clerk, or at the document-room; and members are respectfully requested to use the same in the preparation of papers.

\* See list in the Blue Book.

[No. 3.]

## JOINT RULES

OF THE

## TWO BRANCHES.

## INDEX.

### AMENDMENT:

rule as to new business, how amended, 12.  
of constitution, how passed, 19.  
rules, how amended, 25.

### BILLS:

report of bills, etc., can be made to either branch except, etc., 3.  
money bills to be reported to House, 3.  
recommitment without instruction may be made in either branch, 4.  
recommitment with instruction to require concurrent vote, 4.  
how to be written 5.  
for special legislation, not to be reported if object is attainable by general  
or existing laws, 6.  
specially affecting individuals or corporations, not to be reported without  
notice, etc., 7.  
how printed, etc., 8.  
specially affecting individuals or corporations, how introduced, 11.  
after passage to be engrossed, to be in charge of clerks, etc., 15.  
notice of adverse action to be given to branch originating, 16.  
enacted, to be presented to Governor by Senate Clerk, 17.

### CLERK:

shall endorse amendments of report of committee, 13.  
papers on passage between the two branches to be under signature of Clerk,  
14.  
shall have charge of bills, etc., after passage to be engrossed, etc., 15.  
shall endorse where bill originated, 17.  
of Senate, shall lay enacted bills before Governor, 17.  
Senate Clerk shall be clerk of joint convention, 20.

### COMMITTEE:

standing committees to be appointed, 1.  
number of members of standing committees, 1.

## APPENDIX.

COMMITTEE — *Continued.*

members of legislature not to act as council before committees, 2.  
 report of committee can be made to either branch except, etc., 3.  
 report of money bills to be made to House, 3.  
 report of committee referred to a committee, to be reported to branch in  
     which original report was made, 3.  
 report of committee without instructions may be recommitted by branch  
     first acting, 4.  
 report of committee with instructions requires concurrent vote for recommit-  
     ment, 4.  
 report after recommitment must be made to branch originating recommit-  
     ment, 4:  
 special legislation to be reported against if purpose can be secured by gen-  
     eral or existing law, 6.  
 bill specially affecting individuals or corporations not to be reported without  
     notice, etc., 7.  
 printing committee to regulate distribution of documents, 8.  
 limit of time for reports, 9.  
 of conference, three in each branch, 10.  
 of conference, report how made, 10.  
 if report is amended in either branch, to be endorsed by clerk, 13.  
 Conference, committees and report, 10.  
 Constitution, amendments how passed, 19.

## CONVENTION OF BOTH BRANCHES:

President of Senate shall preside, 20.  
 shall be held in Representatives' Chamber, 20.  
 Clerk of Senate to be clerk and record to be made in journal of both branches  
     20.  
 agreement to go into Convention shall not be altered except by concurrent  
     vote, 21.  
 no business to be transacted except that agreed upon before, 22.  
 for election of United States Senators, 24.  
 Counsel, no member shall act as counsel before committees, 2.

Debate, not in order in election of United States Senators, 24.  
 Documents, distribution and number, 8.

## ELECTIONS:

time to be assigned one day previous, 23.  
 United States Senators, how elected, 24.  
 Engrossed Bills, under charge of clerk, etc., 15.  
 Evidence, printing of extended reports, 8.

General law, to be preferred to special legislation, 6.

Limit of time for reports, 9.

Members not to act as counsel before a committee, 2.  
 Messages between the two branches, how sent, 14.  
 Motions, what allowed in case of election of United States Senator, 24.

## NOTICE:

of adverse action to be given to branch originating bill, etc., 16.  
 of legislation specially affecting individuals and corporations to be given, 7.  
 new business, limit of time allowed for, 12.

## APPENDIX.

889

### PAPERS:

- to be under Clerk's signature on passage between the two branches, 14.
- to be papers other than bills to be laid before Governor like bills, 18.

### PETITIONS:

- after second Wednesday in February to be referred to next General Court, 12.
- notice of adverse action to be given to branch originating, 16.

Printing, how ordered, provided, etc., 8.

Recommitment of reports, bills and resolves, 4.

Report required to be made to legislature not limited in time, 12.

See also *Committees*.

### RESOLVES:

- to be laid before Governor same as bills, 18.
- for constitutional amendments, to have three readings and yeas and nays, 19.

See also *Bills*.

### SPECIAL LEGISLATION:

- not to be granted if object attainable under general or existing laws, 6.
- affecting individuals and corporations not to be reported without notice,  
etc., 7.

affecting individuals and corporations not to be introduced except, etc., 11.

Standing committees, appointment and number, 1.

United States Senators, how elected, 24.

### COMMITTEES.

RULE 1. The following joint standing committees shall be appointed at the commencement of the January session,  
viz. : —

- A committee on Agriculture ;
- A committee on Banks and Banking ;
- A committee on Cities ;
- A committee on Claims ;
- A committee on Education ;
- A committee on Election Laws ;
- A committee on Expenditures ;
- A committee on Federal Relations ;
- A committee on the Fisheries ;
- A committee on Harbors and Public Lands ;
- A committee on Insurance ;
- A committee on Labor ;
- A committee on the Library ;
- A committee on the Liquor Law ;
- A committee on Manufactures ;
- A committee on Mercantile Affairs ;

## APPENDIX.

A committee on Military Affairs ;  
A committee on Parishes and Religious Societies ;  
A committee on Printing ;  
A committee on Prisons ;  
A committee on Public Charitable Institutions ;  
A committee on Public Health ;  
A committee on Railroads ;  
A committee on Roads and Bridges ;  
A committee on the State House ;  
A committee on Street Railways ;  
A committee on Taxation ;  
A committee on Towns ;  
A committee on Water Supply and Drainage.

And each of said committees shall consist of three on the part of the Senate and eight on the part of the House, except the committee on Railroads, which shall consist of four members on the part of the Senate and eleven on the part of the House ; and except also the committee on Expenditures, which shall consist of the committee on the Treasury of the Senate and the committee on Finance of the House.

[Amended Jan. 6, 1882, and Jan. 5, 1883.]

RULE 2. No member of either branch shall act as counsel for any party before any committee of the Legislature.

RULE 3. Joint committees may report by bill, resolve or otherwise, to either branch, at their discretion, having reference to an equal distribution of business between the two branches, except that money bills shall be reported to the House ; and, except that when a report is made from any committee to either branch, and the subject-matter thereof is subsequently referred therein to a joint committee, such committee shall report its action to the branch in which the original report was made.

[See also next rule.]

RULE 4. Reports of joint committees may be recommitted to the same committees at the pleasure of the branch first acting thereon, and bills or resolves may be recommitted in either branch. A concurrent vote shall, however, be necessary for the recommitment of such reports, bills, or resolves, with instructions. After recommitment, report shall, in all cases, be made to the branch originating the recommitment.

RULE 5. Bills and resolves reported by joint committees shall be fairly written in a legible hand, without material erasure or interlineation, on not less than one sheet of paper,

with suitable margins, and spaces between the several sections, dates and numbers being written in words at length.

**RULE 6.** Whenever, upon any application for an act of incorporation or other special legislation, the purpose for which such legislation is sought can be secured without detriment to the public interests by a general law or under existing laws, the committee to which the matter is referred shall report such general law, or "leave to withdraw," or "inexpedient to legislate."

*Notice to Parties Interested.*

**RULE 7.** No bill or resolve affecting the rights of individuals, or of private or municipal corporations, otherwise than as it affects generally the people of the whole Commonwealth, shall be reported by a committee, unless it is made to appear to the satisfaction of the committee that notice has been given, by public advertisement or otherwise, to all parties interested, without expense to the Commonwealth; or unless evidence satisfactory to the committee is produced that the parties interested have in writing waived notice.

*Printing and Distribution of Documents.*

**RULE 8.** The committee on Printing may make regulations for the distribution of all documents printed or assigned for the use of the Legislature not otherwise disposed of, such regulations to be reported to and subject to the order of the two branches.

Under the general order to print a report, bill or other document, the number printed shall be nine hundred.

Leave to report in print shall not be construed to authorize the printing of extended reports of evidence.

No printing, except as aforesaid, and no binding or engraving, shall be ordered, except upon the report of the joint committee on Printing, accepted by the Legislature.

Bills, reports, and other documents, printed under the general order of either branch, shall be distributed as follows, to wit: Two copies to each member of the Senate and House of Representatives (to be placed on his file under the direction of the Sergeant-at-Arms, if desired by the member); three copies to each Clerk in either branch, and three copies to each reporter in regular attendance, to whom a seat has been assigned in either branch; twenty copies to the Executive; twenty copies

## APPENDIX.

to the Secretary's Office: six copies to the State Library; and, when the document is the report of a committee, ten copies shall be assigned to the committee making the report. The Sergeant-at-Arms shall preserve as many as may be necessary for the permanent files to be placed in the lobbies, and distribute the remainder under such regulations as may be prescribed by said joint committee.

*Limit of Time Allowed for Reports of Committees.*

RULE 9. Joint committees shall make final report upon all matters previously referred to them, on or before the second Wednesday in March, unless further time is granted for cause.

*Committees of Conference.*

RULE 10. Committees of Conference shall consist of three members on the part of each branch, representing its vote; and their report, if agreed to by a majority of each committee, shall be made to the branch asking the conference, and may be either accepted or rejected, but no other action shall be had, except through a new committee of Conference.

**INTRODUCTION OF BUSINESS.**

RULE 11. No bill or resolve affecting directly the legal rights of individuals or corporations, otherwise than as it affects generally the interests of the people of the whole Commonwealth, or of the cities or towns to which it specifically applies, shall be proposed or introduced, by amendment or otherwise, except by report of a committee, upon petition duly presented and referred or as a substitute for such report. Objection to the violation of this rule may be taken at any stage prior to that of the third reading.

*Limit of Time Allowed for New Business.*

RULE 12. Petitions, memorials, applications, and all other subjects of legislation, except reports required to be made to the legislature, proposed or introduced after the second Wednesday of February, shall be referred to the next General Court. This rule shall not be rescinded, amended, or suspended, except by a concurrent vote of four-fifths of the members of each branch present and voting thereon.

*Duties of the Clerks.*

RULE 13. If any part of the report of a committee over the signature of the chairman or members of the committee is

amended in either branch, the Clerk of that branch shall indorse upon the report such amendment.

**RULE 14.** All papers, while on their passage between the two branches, may be under the signature of the respective Clerks, except bills and resolves in their last stage. Messages may be sent by such persons as each branch may direct.

**RULE 15.** After bills have passed both branches to be engrossed, they shall be in the charge of the Clerks of the two branches, who shall deliver the same to the Secretary of the Commonwealth, to be engrossed in the manner prescribed by law; and, when engrossed the said Clerks shall forthwith deliver the same to the committee of the House of Representatives on Engrossed Bills; and when the same have passed to be enacted in that House, they shall, in like manner, be delivered to the committee of the Senate on Engrossed Bills.

**RULE 16.** If any petition, memorial, bill, resolve, or order, presented or originating in one branch, is adversely acted upon in the other, notice thereof shall be given, under the signature of the Clerk, to the branch in which the same originated.

**RULE 17.** The Clerk of the branch in which a bill originated shall make an indorsement thereon, certifying in which branch the same originated, which indorsement shall be entered on the journals by the Clerks respectively.

After said bills have passed both branches to be enacted, the Clerk of the Senate shall lay them before the Governor for his approbation, and shall enter upon the journal of the Senate the day on which the same were laid before the Governor.

**RULE 18.** All resolves and other papers which are to be presented to the Governor for his approbation, shall be laid before him in the same manner as is prescribed in the case of bills.

*Constitutional Amendments.*

**RULE 19.** All resolves proposing amendments of the Constitution shall have three several readings in each branch, and the final question upon agreeing to the same shall be taken by yeas and nays.

**JOINT CONVENTIONS.**

**RULE 20.** The president of the Senate shall preside in Conventions of the two branches, and such Conventions shall be holden in the Representatives' Chamber; the Clerk of the Senate shall be Clerk of the Convention, and a record of the proceed-

ings of the Convention shall be entered at large on the journals of both branches.

RULE 21. When an agreement has been made by the two branches to go into Convention, such agreement shall not be altered or annulled, except by concurrent vote.

RULE 22. No business shall be entered on, in Convention, other than that which may be agreed on before the Convention is formed.

*Joint Elections.*

RULE 23. In all elections by joint ballot a time shall be assigned therefor at least one day previous to such election.

*Elections of United States Senators.*

RULE 24. The joint assembly required to be held by the statutes of the United States, relating to the elections for Senators in Congress shall be deemed a Convention of the two branches, and the proceedings therein shall be in accordance with the provisions of said statutes. The President of the Convention shall receive no motion on any day until one vote for Senator has been taken. After one vote for Senator has been taken, no motion shall be in order except a motion to adjourn, for a recess, or to proceed to vote for Senator; and these motions shall have precedence in the order of their arrangement, and shall be decided without debate. If a motion is made for a recess, and different times are proposed, the question shall first be taken on the most remote time; and the time shall be determined, but without debate, before the question is put upon taking the recess. On either of the questions permitted by this rule, the sense of the Convention shall be taken by yeas and nays, whenever required by one-fifth of the members present. When the yeas and nays are taken, the roll of the Convention shall be called in alphabetical order; and no member shall be allowed to vote who was not on the floor when his name was called, or before the roll-call was finished. The call for the yeas and nays shall be decided without debate.

RULE 25. Any joint rule, except the twelfth, may be altered, suspended, or rescinded, two-thirds of the members present in each branch consenting thereto.

[No. 4.]

### THE OATH OF OFFICE.

[See page 4.]

I, (repeating your name) , do solemnly swear that I will bear true and faithful allegiance to the Commonwealth of Massachusetts, and will support the Constitution thereof. *So help me God.*

I, , do solemnly swear and affirm that I will faithfully and impartially discharge and perform all the duties incumbent upon me as a representative, according to the best of my abilities and understanding, agreeably to the rules and regulations of the Constitution and laws of this Commonwealth. *So help me God.*

I, , do solemnly swear that I will support the Constitution of the United States. *So help me God.*

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### AFFIRMATION.

I, (repeating your name) , do solemnly affirm that I will bear true faith and allegiance to the Commonwealth of Massachusetts, and will support the Constitution thereof. *This I do under the pains and penalties of perjury.*

I, , do solemnly affirm that I will faithfully and impartially discharge and perform all the duties incumbent on me as a representative, according to the best of my abilities and understanding, agreeably to the rules and regulations of the Constitution and laws of this Commonwealth. *This I do under the pains and penalties of perjury.*

I, , do solemnly affirm that I will support the Constitution of the United States. *This I do under the pains and penalties of perjury.*

**[No 5.]****QUESTIONS OF ORDER.**

[The figures in the following paragraphs refer to the page of the Journal on which the question and decision are entered.]

1. That an amendment is in order if it does not extend beyond the scope of the subject-matter on which the report of the committee is based. [232, 558.]
2. That an amendment broader in its scope than the subject-matter on which a report is based is not in order. [259, 457, 598, 671, 702, 765.]
3. That an order which is merely incidental to a subject of legislation before the House is not "new business," and is not obnoxious to Joint Rule 12. [311.]
4. That the vote agreeing to an article of amendment of the Constitution may be reconsidered. [377, 422-7.]
5. That notwithstanding a report has been accepted by the Senate and sent to the House for action, if the petition on which the report is based was never referred to a committee the report cannot be considered by the House. [478.]
6. That an amendment which provides for a *modification* of an existing law is not germane to a bill which provides for a *repeal* of the law. [512.]
7. That an amendment restricting the scope of a general bill to certain particular cases does not affect a private right, otherwise than it was affected by the original bill. [484, 522, 523.]

8. That by reason of the courtesy existing between the two branches it is the practice of the House, not to consider as valid objections arising under joint rules to bills which have come down from the other branch passed to be engrossed. [524, 765.]

9. That the notice required to be given under chapter 2 of the Public Statutes on petitions affecting the rights and interests of individuals or corporations, is mandatory only to the petitioner and the Legislature may hear the petitioner notwithstanding his failure to comply with the law. [533.]

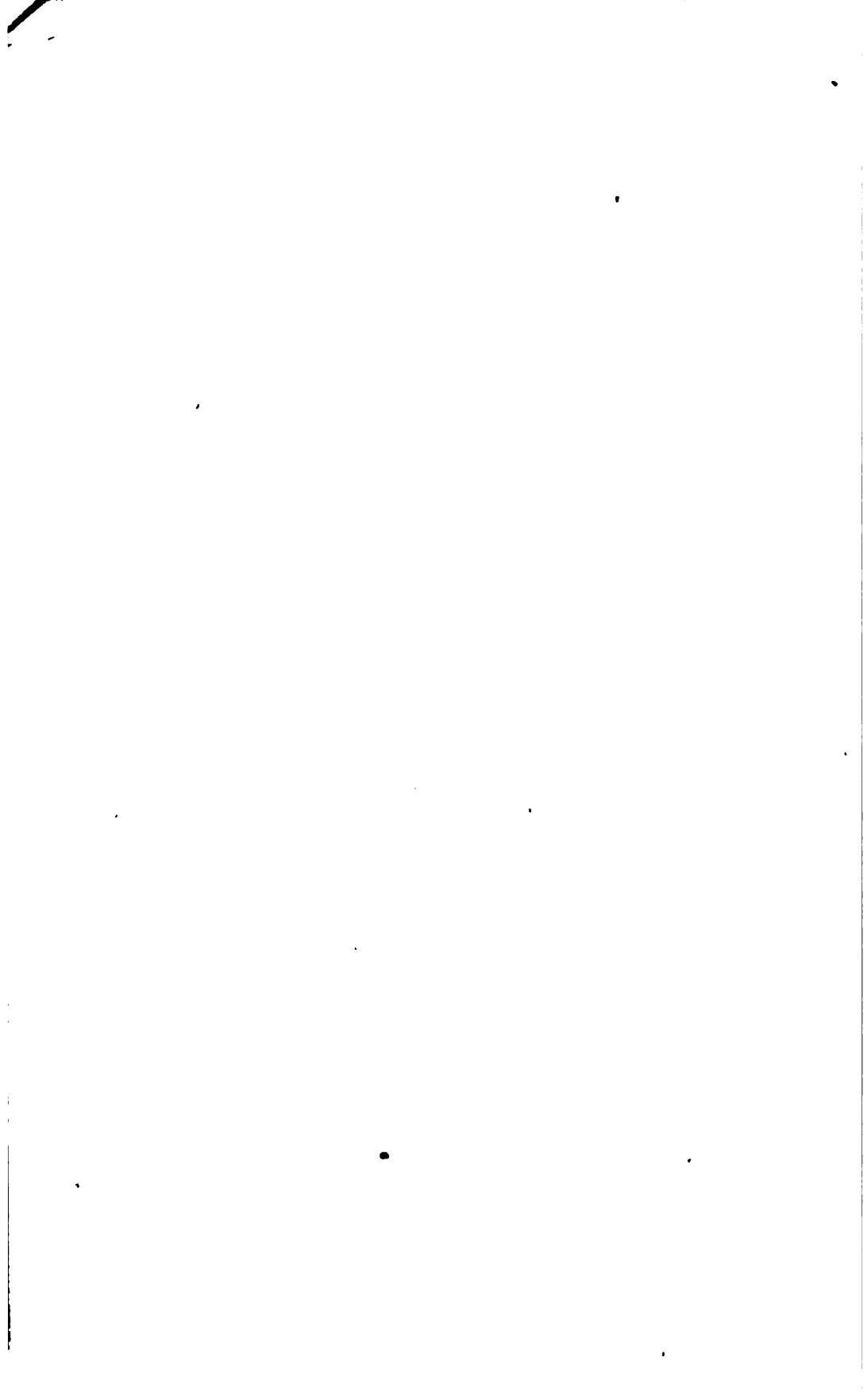
10. That when a committee has reported adversely on a measure, and the report has been finally accepted by the House, a further report on the same subject is not in order. [529, 669.]

11. That a single section of a bill which has been finally rejected by the House may be subsequently reported as a separate bill and considered. The two measures are substantially different, and House Rule 48 is not thereby violated. [569.]

12. That a motion to lay an appeal from the decision of the chair on the table is not in order. [582.]

13. That it is in order to move amendments which propose to extend the provisions of a bill particular in its effect, so as to make it general, if the committee might have reported such a general bill on the order referred to it. [630.]

14. That it is not in order to move as an amendment a bill which has been once finally rejected by the House. [819.]



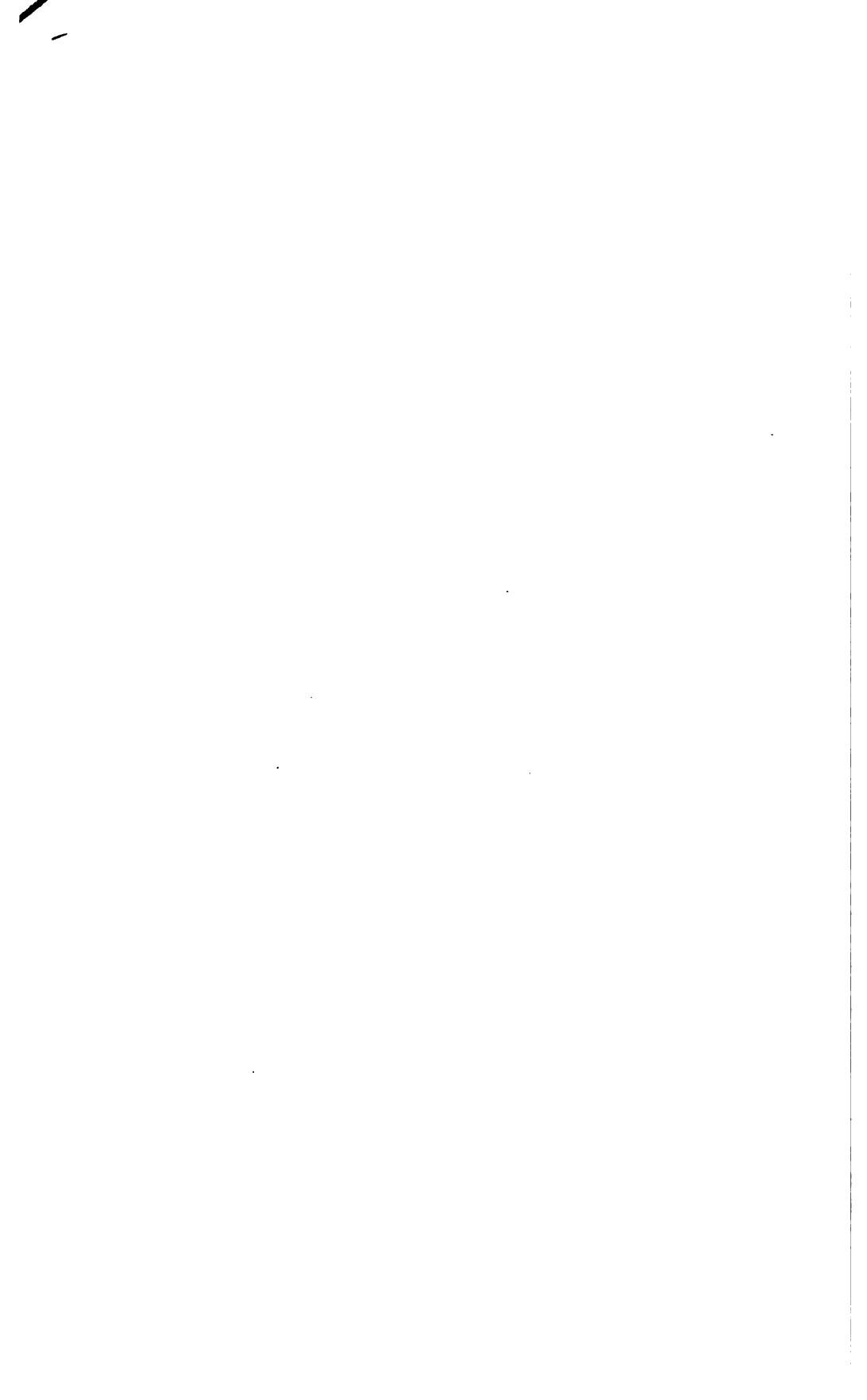
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## INDEX.

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# INDEX.

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## A.

**Abandonment of land.** (See Eminent Domain.)

**Absenteeism, Order relative to the avoidance of,** 115; report (inexpedient to legislate), 356; accepted, 378.

**Abuses in the administration of public affairs,** So much of the Governor's Address as relates to the authority of the Governor and Council to investigate, 17; (For bill reported see Witnesses); notice of rejection of Senate bill reported, 623; report (no further legislation necessary), 680; accepted, 684.

**Abutters, Order relative to defining the liability of, who undermine the sidewalks or street and convert the space to their own use,** 163; report (inexpedient to legislate), 315; accepted, 329.

**ACCIDENTS ON FREIGHT TRAINS:**

Order relative to the better protection of men employed on freight trains so as to prevent, in coupling cars, 32; report (S. inexpedient to legislate), 382; accepted, 485.

Petition (S.) for legislation for the prevention of, by the present mode of coupling freight cars, 47; report (S. leave to withdraw), 382; accepted, 395.

**ACUSHNET: (See New Bedford.)**

Petition (taken from the files), relative to the herring and shad fisheries in the town of, 94; bill reported, 342; tabled, 394; taken up, 445, 504; enacted, 620.

**Address of the Governor. (See Governor.)**

**Adjournment. (See House of Representatives.)**

**ADJUTANT-GENERAL: (See Militia.)**

Annual report of the, 67; resolve (reported in part) relating to war records, etc., 167, 270, 278, 299, 383; passed, 416; report (S., inexpedient to legislate), 398; accepted, 407.

**ADMINISTRATORS:**

Order relative to exempting, from giving sureties on their official bonds in certain cases, 100; report (inexpedient to legislate), 245; accepted, 252.

## INDEX.

**ADMINISTRATORS — *Continued.***

Order relative to providing a more effectual remedy for the enforcement of claims, that do not become due until after two years from the appointment of, against the heirs, etc., 176; bill (reported) giving an additional remedy to the creditors of a deceased person, 428, 448, 481; rejected in the Senate, 757.

Order relative to the admission of evidence in suits against executors and, 191; report (inexpedient to legislate) 383; accepted, 395.

Bill (S.) relative to the payment by the treasurer of the Commonwealth of funds received from public, 646, 738, 744, 753, 768; enacted, 774.

**ADULTERATED ARTICLES: (See Milk.)**

Petition of Charles E. Moody and Company and others, concerning the sale of, designed for food, drink or medicine, 83; petitions in aid of the same, 161, 185, 202; bills reported: To provide for the better enforcement of the laws against the adulteration of milk, butter, cheese and other articles of food and drink, 376, 456, 518; recommitted, 519; report (ought to pass in a new draft), 539, 569, 605; notice of rejection in the Senate, 683; Relating to the adulteration of food and drugs, 709; rejected, 727.

Advertisements upon trees. (See Trees.)

Agawam. (See Springfield.)

Aggregates of polls, property, taxes, etc., as assessed May 1, 1882, 26; report (no legislation necessary) accepted, 777.

Agriculture, Board of. (See State Board of Agriculture.)

Agricultural College. (See Massachusetts Agricultural College.)

Agricultural Experiment Station, Order relative to amending an act to establish an, 204; bill reported, 335, 346, 387; enacted, 433.

Aiding the Poor. (See Outside Aid.)

Aldermen, Boards of. (See Boston, Cities.)

Alewives. (See Dennis.)

Almshouse at Tewksbury. (See State Almshouse.)

Amendments to the Constitution. (See Intoxicating Liquors, Voters, Biennial Elections, Woman Suffrage.)

American Ballot Box. (See Ballot Box.)

American Bell Telephone Company, petition of the, for an alteration of its charter, 36; bill (S.) reported, 490, 544, 605; enacted, 627.

**AMERICAN EXHIBITION OF FOREIGN PRODUCTS, ARTS AND MANUFACTURES:**

Order relative to considering the expediency of some recognition by the Commonwealth of the, 132; resolve (S.) reported, 323, 339, 359; passed, 399; committee appointed under resolve, 626.

Resolve (on leave) in addition to a resolve for the encouragement of the, 763, 768; passed, 774.

American Loan and Trust Company, Petition (S.) of the, for an amendment of its charter, 136; report (leave to withdraw), 341; accepted, 358.

- Ames Free Library of Easton, Petition for an act of incorporation, as the, 182; bill reported, 328, 346, 387; enacted, 438.
- Ames, Oakes, Resolution (S) relating to expunging from the records of the Forty-second Congress the resolution censuring, 483, 559; adopted, 596.
- Ancient wills, Order relative to, and other papers in the office of the secretary of the Commonwealth, 121; report (inexpedient to legislate), 373; accepted, 385.
- Andover, Petition that the town of, may take water from the Shawsheen River, 30; report (S., reference to the next General Court), 559; accepted, 568.
- Appeals from judgments in municipal, police and district courts, and trial justices, Order relative to, 44; report (inexpedient to legislate), 117; accepted, 124.
- Appeals from local boards of health. (See Health, Lunacy and Charity.)
- Apothecaries. (See Pharmacy.)
- Appraisal of estates in the Commonwealth, Bill (on leave) to secure a more uniform and true, 191; report (ought not to pass) 415; bill rejected, 429.

**APPROPRIATION BILLS:**

- Order authorizing committee on Finance to report, 27; bills reported:
- Making appropriations for the mileage and compensation of members of the Legislature and officers thereof, and for other purposes, 39, 45, 48; enacted, 85.
- Making appropriations for the maintenance of the government for the present year, 40, 45, 48; enacted, 85.
- In addition to "An Act making appropriations for the maintenance of the government during the present year," 44, 48, 54; enacted, 85.
- In further addition to "An Act making appropriations for the maintenance of the government during the present year," 69, 73, 79, 220; enacted, 251.
- Making appropriations for certain educational expenses, 73, 79, 86; enacted, 146.
- Making appropriations for sundry charitable expenses, 86, 90, 97; enacted, 238.
- Making appropriations for expenses of the various charitable and reformatory institutions, and for other purposes, 167, 194, 224; enacted, 313; Veto message of the governor returning said bill with his objections, 360; bill and message tabled, 370; taken up, referred to committee on Finance, 382; report of committee, 493, 508; bill failed to pass, 530.
- Making appropriations for salaries and expenses at the State Alms-house at Tewksbury, 538, 571, 585, 601; enacted, 638.

## INDEX.

**APPROPRIATION BILLS — *Continued.***

- Making appropriations for salaries and expenses at the State Primary School at Monson, 588, 587, 601; enacted, 638.
- Making appropriations for salaries and expenses at the State Prison at Concord, 538, 593, 602; enacted, 638.
- Making appropriations for the Reformatory Prison for Women at Sherborn, 538, 595, 597, 602; enacted, 638.
- Making appropriations for the State Reform School at Westborough, 538, 597, 599, 603; enacted, 638.
- Making appropriations for the State Industrial School at Lancaster, 539, 597, 602; enacted, 638.
- Making appropriations for the State Workhouse at Bridgewater, 539, 599, 602; enacted, 638.
- Making appropriations for the contingent expenses of the commissioners of prisons, 539, 599, 602; enacted, 638.
- Making appropriations for travelling expenses of the commissioners of prisons, 539, 599, 602; enacted, 638.
- Making appropriations for supporting prisoners removed from the Reformatory Prison for Women in certain cases, 539, 599, 602; enacted, 638.
- Making appropriations for expenses in removing prisoners from the Reformatory Prison for Women, 539, 599, 602; enacted, 638.
- Making appropriations for assistance of convicts discharged from the State Prison at Concord, 539, 599, 602; enacted, 638.
- Making appropriations for assistance of female convicts discharged from prisons of this Commonwealth, 539, 599, 603; enacted, 638.
- Making appropriations for expenses in connection with arrest of fugitives from justice, 539, 603; enacted, 639.
- Making appropriations for salaries and expenses of the district police force, 539, 603; enacted, 638.
- Making appropriations for expenses of the State Primary and Reform Schools, 539, 603; enacted, 638.
- Making appropriations for expenses authorized the present year, and for other purposes, 611, 624, 632; enacted, 693.
- Making appropriations for salaries and expenses at the State Alms-house at Tewksbury, 712; indefinitely postponed, 723.
- In addition to "an act making appropriations for expenses of the present year and for other purposes," 744, 753, 756; enacted, 771.
- In further addition to "an act making appropriations for expenses of the present year and for other expenses," 775, 777; enacted, 777.
- Making further appropriations for expenses authorized the present year, and for other purposes, 834; enacted, 838.
- Making an appropriation for rebuilding the State Workhouse at Bridgewater, 837; enacted, 844.

**APPROPRIATION BILLS — Concluded.**

Making an appropriation for an additional compensation for the Clerks of the two branches of the Legislature, 840; enacted, 844.

Making additional appropriations for certain expenses authorized in the year 1882 (reported on special report of auditor), 157, 169, 195; enacted, 275.

**Appropriations for the several departments, Estimates of.** (See **Estimates.**)

**Arbitration, Order relative to the formation of a State board of, of differences between employés and employers,** 47; petition relative to the same subject, 87; so much of the Governor's address as relates to the subject, 17; report (S., reference to next General Court), 650; accepted, 669.

**Arms Library, Petition relative to exempting the property of the, from taxation,** 186; bill reported, 327, 346, 436; enacted, 478.

**Ashland, Petition that the town of, be reimbursed for the State and county tax paid on certain property, for the last five years,** 143; report (leave to withdraw), 374; accepted, 412.

**Ashwood Cemetery Association, Petition (S.) for an act of incorporation as the,** 178; bill reported, 271, 278, 329; enacted, 403.

**Assessment of female citizens.** (See **Women.**)

**Assessment of taxes.** (See **Taxes, Poll-Taxes, Assessors.**)

**ASSESSORS :**

Order relative to providing that the Supreme Judicial Court and the Superior Courts shall award reasonable compensation to referees, arbitrators and special masters in chancery, 109; bill reported, 218, 224, 253; enacted, 671.

Duties of. (See **Deputy Tax Commissioner.**)

Order relative to the election of, in towns, 210; bill reported, 376, 401, 447; enacted, 620.

Order relative to providing that, shall ascertain and enter upon blank books, etc., the place of residence of each tax-payer, etc., 120; bill (S.) reported in relation to the assessment of taxes, 220, 232, 242, 336; enacted, 349.

**Associations, Suits against unincorporated.** (See **Unincorporated Associations.**)

**ATTACHMENT: (See Trustee Process.)**

Order relative to modifying the law concerning, under mesne process 210; report (inexpedient to legislate), 354; accepted, 378.

**ATTBLEBOROUGH:**

Petition relative to a water supply for the town of, and vicinity, 71; bill (S. reported), to incorporate the North Attleborough Water Company, 466, 536, 544; enacted, 620.

Petition relative to ratifying and confirming certain acts of school

district No. 18 in the town of, 132 ; bill reported, 327, 328, 380, 387 ; enacted, 438.

Attleborough Water Supply District, Petition relative to ratifying and confirming the organization and acts of the, 132 ; bill reported, 317, 331, 377 ; enacted, 437.

**ATTORNEY-GENERAL:**

Committee on returns of vote for, 8 ; report accepted, 11.

Annual report of the, tabled, 52 ; taken up, 106 ; report (no legislation necessary) accepted, 246.

Order relative to the appearance of the, at all matters before committee on Hoosac Tunnel, 255 ; adopted, 261.

Atwood John, Petition of, and others, for compensation for certain land ceded by the State to the general government in 1864, 67 ; report (leave to withdraw), 230 ; accepted, 241.

Auctioneers, Order relative to allowing, of other States to make sales in this State, etc., 43 ; report (inexpedient to legislate), 117 ; accepted, 124.

**AUDITOR OF ACCOUNTS:**

Committee on returns of votes for, 8 ; report accepted, 11.

Order authorizing the, to submit in print a summary of his annual report, 27 ; report received, 40 ; report (no legislation necessary) accepted, 757.

Special report of, 128 ; bill (reported) making additional appropriations for certain expenses authorized in the year 1882, 157, 169, 195 ; enacted, 275.

Annual report of, received and filed, 403.

**B.**

**BALLOT-BOX :**

Order relative to providing a uniform, for use throughout the Commonwealth, 145 ; petition relative to the introduction of the American, at State elections, 229 ; report (inexpedient to legislate), 370 ; accepted, 386.

**BALLOTS :**

So much of the Governor's Address as relates to secret, 16 ; report (S., inexpedient to legislate), 455 ; accepted, 511.

Petition relative to the use of secret, at elections, 87 ; report (S., leave to withdraw), 455, 504 ; bill (substituted) for the better security of the ballot, and to enable election officers to count correctly, 509, 543 ; rejected, 558.

Order (S.) relative to the right of candidates to be present during a recount of, 89 ; bill (S.) reported, 268, 298, 332 ; enacted, 349.

Order relative to providing that no recount of, shall be had except by a committee from the body to which the party may have been elected, 99 ; report (S., inexpedient to legislate), 261 ; accepted, 285.

**BALLOTS — *Continued.***

- Order (S.) relative to providing that candidates for United States, State and county officers shall be voted for upon separate, to be deposited in separate boxes, 110; report (inexpedient to legislate), 275; accepted, 286.
- Bank Stock, Taxation of.** (See **Taxation.**)
- Barnstable Savings Bank,** Petition of the, relative to the confirmation of a deed of real estate of Daniel Scudder to the, 154; report (leave to withdraw), 404; bill substituted, 447, 456, 463; enacted, 560.
- Bastardy warrants,** Order relative to legislation concerning the issuing of, 163; bill reported, 327, 344, 440; rejected, 480.
- Bay State Telephone Company,** Petition (S.) of, for authority to increase its capital stock, 95; report (leave to withdraw), 356; recommitted, 372; bill reported, 459; tabled, 517; taken up, 601, 624, 632; enacted, 681.
- Beach Point Meadow Company,** Petition for an act of incorporation as the, 143; report (leave to withdraw), 246; accepted, 252.
- Beef,** Order (S.) relative to amending the law relative to the inspection of, and other meats, 228; report (S., inexpedient to legislate), 570; accepted, 587.
- Beets,** Petition for a bounty for the raising of sorghum or sugar, to be used in the manufacture of sugar, 91, 116, 125; bill reported, 276; report (bill ought not to pass), 440, 480; rejection negatived, 484, 544, 558; enacted 620.
- Bell Telephone Company.** (See **American Bell Telephone Company.**)
- Bells.** (See **Rousing-bells.**)
- BERKSHIRE, COUNTY OF:**
- Order relative to the meetings of the county commissioner of the, 53; bill reported, 251, 258, 277; enacted, 399.
- Order relative to revising the system of district and police courts in the, 204; report (inexpedient to legislate), 405; accepted, 412.
- Beverly Insurance Company,** Petition relative to a change of name of the, 198; bill reported, 317, 331; title amended so as to read, "Bill to change the name of the Beverly Insurance Company in Beverly to the Merchants' Insurance Company of Boston," etc., 380; enacted, 415.
- Biennial Elections and Biennial Sessions,** Order relative to providing for, 88; resolve (substituted in the Senate for report inexpedient), 245, 265; agreed to, 287; text of article, 290; reconsideration, 292; resolve (new draft) reported and tabled, 377; point of order, 377; taken up (ruling by the Speaker), 422; resolve substituted, 448; amendment agreed to, 449; text of amendment, 451.
- Birds.** (See **Insect-eating Birds.**)

**BIRTHS, MARRIAGES, AND DEATHS:** (See Registration.)

Bill (S.) to amend section 7 of chap. 32 of the Public Statutes in relation to the returns of, 398; report (ought to pass with amendment), 415, 448; bill substituted, 504; enacted, 556.

Petition relative to physicians returning monthly lists of, to city and town clerks, 204; report (leave to withdraw), 404; accepted, 411.

Blackstone River, Order relative to preventing the pollution of the, by the sewage of the city of Worcester, 31; bill reported, 697, 738, 745, 747; rejected, 751.

Blanchard, Fuller and Company, Petition of, for repayment of money overpaid by them for convicts employed under contract, 113; report (S., leave to withdraw), 541; accepted, 552.

Blind Asylum. (See "Perkins Institution.")

Blue Book, Order relative to printing 1,600 additional copies of the, 634; resolve reported, 681, 695, 705, 746; passed, 757.

Boag, William R., Petition of, for State aid, 40; report (leave to withdraw), 166; accepted, 180.

Board of Agriculture. (See Agriculture.)

Board of Education, Annual report of, 61. (For resolves reported see Normal Art School.)

Board of Health, Lunacy and Charity. (See Health, Lunacy and Charity.)

**BOARDING-HOUSE KEEPERS:**

Petition of, for a more complete remedy for the collection of debts by trustee process, 34; report (leave to withdraw), 404; accepted, 434.

Petition relative to boarding-houses and, 144; bill reported, 428, 476, 536, 607; enacted, 620.

Boards of aldermen. (See Boston, Cities.)

**BOARDS OF HEALTH:** (See Vaccination.)

Bill (S.) in regard to appeals from orders passed by, 348, 393, 412, 477; enacted, 490.

Order relative to amending existing laws in regard to, in cities, 53, 157; report (inexpedient to legislate), 305; accepted, 329.

Order relative to, notifying the State Board of Health of cases of small-pox, etc., 208; bill reported, 357, 396, 472; enacted, 519.

Petition (S.) relative to the powers of, 221; bill reported and rejected in the Senate, 623

Order relative to appeals from decisions of local to the State Board of Health, Lunacy and Charity, 133; report (inexpedient to legislate), 374; accepted, 386.

Bonds of administrators. (See Administrators.)

Bonds filed in probate court. (See Probate Court.)

Bonds of railroad companies. (See Railroads.)

Bonds of town clerks. (See Town Clerks.)

Book-keeping, Teaching of, in public schools. (See Public Schools.)

- BOSTON, CITY OF: (See Charles River Embankment, Normal Art School.)  
Order relative to reserving certain portions of Washington and Tremont Streets in the, for the use of horse-cars and light vehicles, 34; report (S., inexpedient to legislate), 111; accepted, 117.  
Petition of the, to take land for public institutions, 38; bill reported, 223, 242, 265; enacted, 371.  
Petition that lieutenants of police in the, may be placed on the pension roll, 38; bill reported, 86, 90, 97; enacted, 177.  
Petition of the, to take water from the Shawsheen River, 39; remonstrance against the same, 119, 559; report (reference to the next General Court), 559; accepted, 568.  
Order relative to dividing the, into aldermanic districts, 72; petitions in aid of same, 97, 118, 281, 419; bill (S.) reported, 596, 605, 612 616, 621, 629, 630; enacted, 642; notice from the Senate of failure to pass notwithstanding the objections of His Excellency the Governor, 705.  
Order relative to providing that no member of the city council of the, shall be eligible to any office, the salary of which is payable out of the city treasury, during the term for which he is chosen, 77; bill reported, 218, 247; rejected in the Senate, 314.  
Petition (S.) for the repeal or modification of the law establishing the board of directors for the public institutions of the, 84; report (S., leave to withdraw), 128; accepted, 140.  
Petition relative to giving the duty of providing armories under section 92 of chapter 14 of the Public Statutes to the city council of the, instead of to the board of aldermen, 91; report (reference to next General Court), 427; accepted, 434.  
Petition (S.) of John Leighton, clerk of the municipal court of the, for an increase of salary, 95; report (leave to withdraw), 230; accepted, 241.  
Petition (S.) of the mayor of, for the passage of a law defining the powers of a city council, etc., in matters now only governed by parliamentary law, 95; report (S., reference to next General Court,) 431; accepted, 441.  
Petition relative to enabling the, to preserve its water supply, 98; remonstrances against the same, 381, 390, 396, 402, 409, 420, 430, 436; notice of rejection of bill reported in the Senate, 739.  
Order (S.) relative to an increase of salary of the clerk of the municipal criminal court of the, rejected, 84; another Order (S.) relative to same, 101; bill (S.) reported, 268, 298, 331; enacted, 349.  
Order relative to the election of the members of the school board and of the common council of the, 109; report (reference to the next General Court), 697; accepted, 707.  
Order relative to making provision for the appointment of a fire mar-

## INDEX.

**BOSTON, CITY OF—Continued.**

- shall in the, 115; report (reference to the next General Court), 521; accepted, 535.
- Petition relative to the election of city officers of the, on the same day that State officers are elected, 181; bill (S.) reported and rejected in the Senate.
- Petition of the constables of the municipal court (criminal session) of the, for an increase of salary, 147; bill reported, 257; rejected, 265; motion to reconsider lost, 268.
- Petitions relative to a union of the board of health of the, with that of the State board of health, 172, 185; report (reference to the next General Court), 334; accepted, 345.
- Petition relative to enlarging the powers of the constables of the, 187; report (leave to withdraw), 393; accepted, 400.
- Order relative to increasing the salaries of certain officers of the municipal court in the, Jamaica Plain district, 228; report (inexpedient to legislate), 410; accepted, 429.
- Petition relative to giving the common council of the, concurrent powers with the board of aldermen, 196; report (reference to the next General Court), 384; accepted, 395.
- Petition relative to prescribing that in all boards or commissions on which one alderman of the, is to be elected *ex officio* there shall be two councilmen so elected or appointed, 196; report (leave to withdraw), 333; accepted, 345.
- Petition of the mayor of the, relative to requiring certain hearings to be held before boards of aldermen, 196; report (leave to withdraw), 355; accepted, 379.
- Petition relative to the repeal of obsolete and inoperative laws relating to the, 196; report (reference to the next General Court), 432; accepted, 441.
- Petition relative to the publication of ordinances of the, 196; report (leave to withdraw), 334; accepted, 345.
- Petition relative to the extension of the time for commencing the building of a public library in the, 197; bill reported, 328, 346, 415, 459, 471; enacted, 516.
- Petition relative to the extension of time for filling the Prison Point Flats in the, 198; bill (S.) reported, 410, 430, 481; enacted, 507.
- Petition relative to building and maintaining a bridge over Charles River in the, 198; bill (S.) reported, 402, 448, 460, 493, 511; enacted, 528.
- Order relative to widening Tremont and Boylston Streets in the, by taking a portion of Boston common, 205; remonstrance against the same, 332; report (inexpedient to legislate), 383; accepted, 395.
- Order (S.) relative to transferring to the, any old furniture identified with the old State House, 220; resolve (S.) reported, 636 644 649; passed, 666.

**BOSTON, CITY OF—Concluded.**

Petition for amendment of the building laws of the, 107, 122; Order (S.) relative to same, 229, 239; bill (S.) reported in part, 304, 331; recommitted, 385; bill (S.) reported, 506, 512, 517; bill substituted, 518, 536; enacted, 551; report (no further legislation necessary), 757; accepted, 757.

Bill (S.) to allow the city council of the, to authorize the erection of temporary wooden structures, referred to the next General Court, 836.

**Boston and Albany Railroad.** Annual report of the directors of the, 39; report (S., inexpedient to legislate), 220; accepted, 231.

**Boston and Colorado Smelting Company.** Petition for leave to increase the capital stock of the, 24; bill (S.) reported, 122, 130, 140; enacted, 164.

**BOSTON AND LOWELL RAILROAD CORPORATION:**

Petition (S.) of the, for the revival of chapter 459 of the acts of the year 1869, being an "Act to incorporate the Great Northern Railway Company," 165; bill (S.) reported, 322, 339; title amended, 387; enacted, 416.

Petition of the, for authority to purchase the Middlesex Central Railroad, 185; bill (S.) reported, 314, 338, 359; enacted, 399.

**Boston, Barre and Gardner Railroad.** Petition for a change of name of the, 185; report (leave to withdraw), 303; recommitted, 320, 374; accepted, 386.

**Boston Ecclesiastical Seminary.** Petition for an act of incorporation as the, 202; bill (S.) reported, 383, 401, 436; enacted, 461.

**Boston Female Asylum.** Petition of the, for an amendment of its charter, 143; bill (S.) reported, 270, 278, 287; enacted, 348.

**Boston municipal courts.** (See Boston, Roxbury District).

**Boston police.** (See Boston.)

**Boston Produce Exchange.** Petition for an amendment of the charter of the, 24; bill reported, 96, 102, 112; enacted, 177.

**Boston, Revere Beach and Lynn Railroad Company.** (See Eastern Railroad Company.)

**Boston Special Capital Company.** Petitions for an act of incorporation as the, 36, 568, 570, 583, 615, 619; bill reported, 376, 462, 468, 534, 538, 603, 619, 621, 629, 630; rejected, 693; motion to reconsider lost, 696.

**Boston, Winthrop and Shore Railroad Company.** (See Eastern Junction and Broad Sound Pier, etc.)

**Boundaries of cities and towns bordering upon the sea.** (See Harbors and Public Land Commissioners.)

**Boundary line between New Hampshire and Massachusetts.** (See New Hampshire.)

**Bowker's Dock in Salem.** (See Salem.)

**BRADFORD:**

Petition relative to the annexation of the town of, to the city of Haverhill, 154; remonstrances against the same, 321; report (leave to withdraw), 326; accepted, 337.

Bridge between, and Haverhill. (See Haverhill.)

Bradshaw, Valentine, Petition of, for State aid, 71; report (leave to withdraw), 111; accepted, 117.

Braintree, Petition (S) of the town of, relative to relieving said town from the expense of rebuilding Quincy Avenue Bridge, 137; report (leave to withdraw), 306; accepted, 320.

Brakemen on freight trains. (See Railroad Corporations, Accidents on Freight Trains.)

Breaking and entering, Order relative to providing a penalty for, with intent to commit a crime other and less than a felony, 121; report (inexpedient to legislate), 222; accepted 240.

Bridges. (See Draws.)

**BRIDGEWATER:** (See State Workhouse at Bridgewater.)

State Normal School at. (See Education, Board of.)

Petition of selectmen of, for legislation to prevent the discharge of sewage from State Normal School into Town River, 559, 584; bill reported, 668, 698, 707, 713, 735, 754, 764, 766; enacted, 776.

Bridgewater Workhouse. (See State Workhouse at Bridgewater.)

Broad-rimmed wheels, Petitions relative to, on loaded wagons, 40, 69, 83, 114, 119; remonstrances against the same, 131, 144, 147, 153, 172, 185, 203, 217; report (S., leave to withdraw) 243; accepted, 253.

Broadway Congregational Church in Somerville, Bill (on leave) to incorporate the, 777; enacted, 780.

Broadway Orthodox Society of Somerville, Petition of the, for a change of name, 202; bill reported, 328, 339, 359; enacted, 416.

**BROCKTON, CITY OF:**

Petition (S.) for amendment of the charter of the, and for legislation relative to the appointment of a board of health in the, 193; bills reported:

To amend the charter of the, relative to the election of school committee and assistant assessors, 394, 401, 446; enacted, 506.

To establish a board of commissioners of sinking funds in the, 394, 401, 446; enacted, 506.

Bill (on leave) to authorize the, to make an additional water loan, referred to the next General Court, 829.

Brockton Real Estate and Improvement Company, Petition for an act of incorporation as the, 201; bill reported, 284; tabled, 307; taken up, 610, 624, 628; enacted, 666; veto message of the Governor returning with his objections said bill, 718; bill failed to pass, 720.

Brook trout. (See Fish.)

**Brookline**, Order relative to establishing a clerkship for the police court of, 27 ; report (inexpedient to legislate), 222, 242 ; accepted, 247.

**Brooks**, Charles P., Petition relative to compensation for damages and extra work on repairs on the State House in 1867, 197 ; report (leave to withdraw), 393 ; accepted, 400.

**Brown**, Edward A. (See Worcester County.)

**Buckland**, Petition of the selectmen of the town of, for reimbursement for money paid for stock of the Troy and Greenfield Railroad, 182, 255 ; report (reference to the next General Court), 432 ; tabled, 447 ; taken up, 639 ; tabled, 644 ; taken up, 694 ; accepted, 699.

**BUILDINGS :**

Inspection of. (See Boston, Elevators.)

Liens on. (See Liens.)

**Burbank**, Rob't I., Petition of Lorenzo H. D. Shepard for the removal of, from the office of Judge of the South Boston District Court, referred to the next General Court, 267 ; reconsideration, 275 ; report (leave to withdraw), 410 ; accepted, 429.

**Bureau of Statistics of Labor**. (See Labor.)

**Burials**, Bill (S., on leave) to secure the sanctity of, 39, 217 ; report (ought not to pass), 534 ; bill rejected, 544.

**Burton**, Francis E., Petition (S.) of, of Somerville, for State aid, 69 ; report (leave to withdraw), 166 ; accepted, 180.

**BUZZARD'S BAY**: (See Scallops.)

Petition relative to the pilots of, and Martha's Vineyard, 184, 236 ; bill (S.) reported and rejected in the Senate, 534.

**C.**

**Calves**, Petition (S.) relative to the preventing the bringing into this Commonwealth for slaughter, too young to eat hay, etc., 111 ; report (S., leave to withdraw), 303 ; accepted, 319.

**CAMBRIDGE, CITY OF :**

Petition that the wards of, be divided into voting precincts, 37 ; bill reported, 217, 231 ; recommitted, 245 ; report (ought not to pass), 335, 372 ; rejection negatived, 394, 471, 548, 552 ; bill rejected, 555 ; motion to reconsider lost, 555.

Petition of the, to take water from the Shawsheen River, 37 ; report (reference to the next General Court), 559 ; accepted, 568.

**Cambridge House of Correction**, Order (S.) relative to purchasing books for a prison library for the, 78 ; bill (S.) reported, 244, 254, 259 ; enacted, 285.

**CAMBRIDGE RAILROAD COMPANY**: (See Somerville Horse R. R. Co.)

Petition (S.) of, for authority to issue bonds to be secured by mortgage, etc., 137 ; bill (S.) reported, 268, 278, 299 ; enacted, 325.

## INDEX.

- Campello Coöperative Saving Fund and Loan Association, Petition (S.) relative to a change of name of the, 193. (For bill reported see Coöperative Fund and Loan Association.)**
- Cape Cod Five Cents Savings Bank, of Harwich, Petition of the, for authority to hold certain real estate for a longer time than five years, 153; bill (reported) to extend the time within which savings banks may sell certain real estate, etc., 304, 320, 339; enacted, 372.**
- Cape Cod Historical Society, Petition for an act of incorporation as the, 154; bill reported, 277, 287; tabled, 308; taken up, 601, 621; enacted, 681.**
- Cape Cod Ship Canal Company, Petition (S.) of the, for an extension of its charter, 220; report (leave to withdraw), 356; accepted, 379.**
- CAPE COD SHIP CANAL:**
- Petition (S.) of William Seward, Jr., and others for an act of incorporation to build a, 220; remonstrance against, 266, 272, 281, 282, 291; petitions in aid of, 321, 347, 465, 499; report (leave to withdraw), 356; accepted, 379; reconsideration and report re-committed, 413; bill (S.) reported, 728, 737, 740, 753; enacted, 771.
  - Order authorizing the committee on Harbors and Public Lands to visit the proposed location of the, 472.
  - Petition of Henry Stuckle for authority to build a, 183; report (S., leave to withdraw), 382; accepted, 395.
- Capital causes, Trials of. (See Superior Court.)**
- Cate, E. W. (See Newton Police Court.)**
- Cattle. (See Contagious Diseases.)**
- CEMETERY LOTS:**
- Order relative to the giving to widows of deceased proprietors of, the right of interment in such lots, 100; bill reported, 356, 456, 481, 699, 752; enacted, 771.
  - Bill (S.) to amend section 6, chapter 82 of the Public Statutes relative to recording conveyances of, 341, 466, 481, 485; enacted, 511.
- Census of Massachusetts, transmitted to the House from the Secretary of the Commonwealth, with communication (placed on file), 431.**
- Central Norfolk District Court, Order relative to establishing the, with jurisdiction over the towns of Stoughton, Canton, Sharon and Norfolk, 204; remonstrance against the same, 419; report (reference to the next General Court), 680; accepted, 684.**
- Central Society in Worcester, Trustees of the Parochial Funds of the. (See Worcester Central Society, etc.)**
- Chair Company, The Walter Heywood, Petition of, to hold and convey certain real estate, 465; bill reported, 521, 536, 540; enacted, 620.**
- Chapin Paper and Pulp Company, Petition (S.) of the, for a change of name, 216; report (S., leave to withdraw), 402; accepted, 412.**
- Chaplain, Order relative to the election of, 7; election of, 10; resolution of thanks to, 843.**

**CHARITABLE AND REFORMATORY INSTITUTIONS:**

So much of the Governor's address as relates to furnishing supplies to the, 16; report (S., inexpedient to legislate), 220; accepted, 241.

Appropriations for. (See Appropriation Bills.)

**Charitable Expenses.** (See Appropriation Bills.)

**Charles River,** Petition relative to building and maintaining a bridge over, in Boston, 198; bill (S.) reported, 402, 448, 460, 498, 511; enacted, 528.

**Charles River Embankment,** Petition (taken from the files) for legislation granting to the city of Boston certain flats in Charles River to facilitate the construction of the, 100; report (reference to the next General Court), 384; accepted, 345.

**Charlton,** Petition of selectmen of, for authority to pay \$125, with interest, to Albert Knight, 482, 510, 534; bill reported, 588, 597; enacted, 627.

**Chebacco Pond.** (See Manchester.)

**CHILDREN:** (See Manufacturing Establishments.)

Petition of New England Moral Reform Society relative to the better protection of, 185; report (S., leave to withdraw), 347; accepted, 379.

Bill relating to indigent and neglected. (See St. Mary's Infant Asylum.)

Order (S.) relative to amending the laws relating to neglected, 637; House non-concurs in the suspension of the 12th joint rule, 637.

Bill (on leave) relating to the care and education of neglected, 645, 667, 674, 684; enacted, 736.

**Church Street Catholic Cemetery in Waltham.** (See Waltham.)

**Cider,** Petition relative to regulating the sale of, 98; bill reported, 375, 462; rejected, 520.

**CITIES:**

Sale of water by. (See Water.)

Order relative to amending existing laws regarding boards of health in, 58, 157; report (inexpedient to legislate), 305; accepted, 329.

Order relative to filling vacancies in boards of aldermen in, 205; report (reference to the next General Court), 316; accepted, 330.

Order (S.) relative to the holding of elections for city and ward officers in, on the day of State election, 219; bill (S.) reported and rejected in the Senate.

**City Councils.** (See Boston.)

"Civil Damage Act." (See Intoxicating Liquors.)

**CLAIMS, COMMITTEE ON:**

Authorized to send for persons and papers, 292.

Authorized to visit the Hoosac Tunnel, 454.

**Claims against the Commonwealth,** Order (S.) relative to the discharge of all, whether barred by the statute of limitations or otherwise, 219; report (S., inexpedient to legislate, 397); accepted, 406.

- Claims of the Commonwealth against the United States. (See *Davis, Theodore E.; Coast Defence.*)
- Clark, William G.**, Petition of, relative to his steam traction engine referred to the next General Court, 238.
- Clergymen. (See *Society for the Relief of Widows and Orphans.*)
- Clerk of the House**, Election of, 4; resolution of thanks to the, 842.
- Clerks of the Senate and House**, Bill (S.) relating to the salaries of the, 780, 795, 800; tabled, 818; taken up and resolve substituted, 838; passed, 844; veto message of the Governor returning resolve with his objections, 845; resolve passed notwithstanding objections of the Governor, 846; bill making appropriation for the additional compensation, 840; enacted, 844.
- Coal**, Order relative to providing that all sales of, by street pedlers in less quantities than one-quarter of a ton, shall be by legal measure, 147; report (inexpedient to legislate), 240; recommitted, 247; bill reported, 357; recommitted, 395. Bills reported: To prevent the use of unlawful measures (S.), 510; recommitted, 528; instructions to Committee on Mercantile Affairs concerning the bill, 588; report ought to pass, 616, 628, 632; enacted, 666. To regulate the sale of coal by measure, 510; recommitted, 528; report in new draft, 615, 621, 628; enacted, 666.
- Coast defence**, Resolve (S., reported on so much of the Governor's address as relates to Federal Relations) relative to the claims of Massachusetts against the United States for moneys expended for, during the war, 402, 435; tabled, 480; taken up, 522, 535; passed, 584.
- Coast Defence Sinking Fund**. (See *Treasurer and Receiver-General.*)
- Cochituate Episcopal Methodist Society**. (See *Episcopal Methodist Society.*)
- College of Physicians and Surgeons**, Petition (S.) of the, for authority to confer degrees, 72; remonstrance against the same, 170; bill (S.) reported, 371, 462, 470, 536; enacted, 551.
- COLOR-BLINDNESS:** /
- Order relative to the examination of certain railroad employés as to, 190; bill (S.) reported, 383, 456, 471; enacted, 482.
- Order relative to more accurately defining the examination of, 220; report (S.) inexpedient to legislate, 370; accepted, 400.
- COMMERCIAL FERTILIZERS:**
- Bill (S., on leave), relating to the manner of issuing licenses to manufacturers or importers of, 106; bill (S.) reported, 215, 224, 241; enacted, 256.
- Order relative to amending section 13, of chapter 60, of the Public Statutes concerning the sale of, 174; report (inexpedient to legislate), 378; accepted, 395.

**Commissioners of Public Lands Funds.** (See Treasurer and Receiver-General.)

**Committee lists,** Order relative to the clerks of both branches preparing a book containing, names of members, rules, etc., 27, 79; report (inexpedient to legislate), 111; recommitted, 117; report with order accepted, 194; order relative to printing same, adopted, 314.

**COMMITTEES:**

House standing, appointed, 18.

Joint standing, appointed, 19.

Joint special, appointed, 23.

Changes in, 78, 79, 110.

Order relative to securing more prompt attendance on the part of members of, at meetings, 177; report (inexpedient to legislate), 356; accepted, 378.

Order relative to reports of, 636; rejected, 641.

**Common Schools.** (See Public Schools.)

**Compensation of members of the General Court.** (See General Court.)

**Competency of witnesses.** (See Witnesses.)

**Compulsory pilotage.** (See Pilotage.)

**Concord,** Petition relative to authorizing the town of, to increase its water debt, 203; bill (S.) reported, 398, 407, 413; enacted, 433.

**Conditional sales of personal property,** Order relative to making a record of, 211; report (inexpedient to legislate), 404; accepted, 411.

**Congregational Publishing Society,** Petition of, for a change in its corporate name, 30; bill reported, 123, 129, 152; enacted, 238.

**Connecticut River,** Order relative to the transportation of logs on the, 187; petition in aid of the same, 281; bill reported, 459, 471, 536; enacted, 623.

**Constitution, Amendments to the.** (See Voters; Intoxicating Liquors; Biennial Elections; Woman Suffrage.)

**Contagious diseases among cattle,** Annual report of the commissioners on, 39; report (S., inexpedient to legislate), 397; accepted, 406.

**Contested elections.** (See Foster, William W.)

**Contested election cases,** Communication (S.) from Hon. Robert R. Bishop and Hon. Charles J. Noyes concerning the publication of the reports of, from 1853 to 1882, 39, 139; resolve reported, 295, 309 331; passed, 416.

**Conveyances between husband and wife.** (See Husband.)

**Convicts,** Order (S.) relative to the discharge of poor, by trial justices, 47; report (S., inexpedient to legislate), 303; accepted, 319.

**CONVICT LABOR:** (See State Prison; Mississippi River Commission.)

Order (S.) relative to the abolition of the contract system as connected with the employment of, 35; petition in aid of the same, 125, 244; bill reported, 444, 471, 504; bill (S., new draft) relating to the employment of, 636, 644, 649; enacted, 671.

**CONVICT LABOR—Continued.**

Joint special committee to sit during recess authorized to examine into system of, at State Prison, 835.

**Co-operative Savings Fund and Loan Associations, Bill relating to the change of name of** (reported on several petitions), 306, 331, 346; enacted, 438.

**CORPORATIONS: (See Municipal Corporations.)**

Abstract of certificates of, tabled, 26; taken up, 164; report (inexpedient to legislate), 391; accepted, 401.

Taxation of. (See Taxation.)

Order relative to suits against foreign, 105; report (inexpedient to legislate), 245; accepted, 252.

Order relative to municipal and other, making returns of acceptance of certain acts or resolves, 190; bill reported, 327, 338, 359; enacted, 438.

Order relative to compelling foreign, to provide some security for the payment of judgments recovered against them in this Commonwealth, 191; report (inexpedient to legislate), 325; accepted, 344.

Order relative to prohibiting, from borrowing money, etc., without the consent and approval of a majority of their directors, 207; report (inexpedient to legislate), 341; accepted, 358.

Order relative to the disposition of new shares in case of an increase of capital stock of, 209; report (reference to the next General Court,) 414; accepted, 429.

So much of the Governor's address as relates to, other than railroads, 17; report (inexpedient to legislate), 398; accepted, 407.

Bill (S.) concerning the election of directors of, 692, 698; bill rejected in the Senate, 747.

**COSTS:**

Order relating to, under the trustee process in certain cases, 35; report (inexpedient to legislate), 85; accepted, 90.

Bill (on leave) concerning, under the trustee process, 87, 148, 158, 169; enacted, 399.

**Cottage City, Petition relative to the water supply of the town of**, 30; bill (S.) reported, 333, 386, 471; enacted, 490.

**Councillors, Committee on vote for**, 8; report accepted, 12; qualified, 14; Governor notified, 15.

**COUNTY COMMISSIONERS:**

Order relative to clerks of, adjourning meetings of the commissioners in their absence, 53; bill reported, 112, 118; new draft, 140; rejected in the Senate, 239.

Petition (S.) relative to, publishing estimates for each specific purpose for which a tax is to be levied, 85; report (S., leave to withdraw), 178; accepted, 195.

- County estimates for the present year, received, 116; resolve (reported) granting county taxes, 377, 448, 476; passed, 560.
- County officers, Summary of the annual reports of, 87; report (S., inexpedient to legislate), 268; accepted, 277.
- County prisons. (See Prisons.)
- County taxes. (See County Estimates.)
- County treasurers, Statements of the accounts of the several, for the year 1882, 116, 250; report (no legislation necessary) accepted, 629.
- Coupling cars. (See Accidents on Freight Trains.)
- Court rooms, Spectators in. (See Spectators.)
- Courts of arbitration. (See Arbitration.)
- Courts of record. (See Naturalization.)
- Crane, Rev. Cephas B., chosen to preach the annual election sermon for the year 1884, 88.
- Creditors of deceased persons. (See Administrators.)
- Crimes against nature, Bill (S.) relating to, 128; report (ought not to pass), 157; bill rejected, 169.
- Crimes, So much of the Governor's address as relates to, 17; report (no further legislation necessary), 680; accepted, 684.
- Criminal cases before trial justices, Order relative to the continuance of, 212; bill reported, 376, 401, 447, 570; enacted, 615.
- Criminal insane. (See State Prison.)
- Curtin, Catherine, Petition of, for State aid, 172; resolve reported, 284, 328, 389, 395; passed, 488.

## D.

- Daily papers, Clerk directed to procure for the use of the House of Representatives, 7.
- Damages, Order (S.) relative to the payment of, when the persons claiming damages have separate interests in the property for injury to which the damages are claimed, 589; bill (S.) reported, 679, 705, 710, 737; enacted, 748.
- Danvers Lunatic Hospital, Annual report of the trustees of the, 25.
- Resolves (S., reported in part): In favor of the, 432, 445, 456, 471; passed, 499. In favor of the, 650, 698, 708, 710; passed, 727.
- Days of grace, Order relative to abolishing, 176; report (reference to the next General Court), 316; accepted, 330.
- DAVIS, THEODORE E.:
- Message from the Governor submitting the claim of, for compensation for services in collecting moneys due the State from the United States, 421; resolves (reported in part):
- In favor of, 455, 471, 476; passed, 615.

**DAVIS, THEODORE E.—*Continued.***

Providing for the appointment of an agent to prosecute certain claims of the Commonwealth against the United States, 459, 520, 536, 637, 640, 647, 655, 667; passed, 671.

Deacon House estate. (See Normal Art School.)

**Deer,** Petitions relative to prohibiting the killing of, for a term of years, 159, 169, 182, 196, 235; bill reported, 376, 462, 532; motion to reconsider rejected, 533; enacted, 584.

**Deer Island and Salisbury Bridge.** (See Merrimack River.)

**Dennis,** Petition relative to catching of alewives in the waters of the town of, 197; report (leave to withdraw), 316; accepted, 330.

**Dentistry,** Bill (taken from the Senate files) to regulate the practice of, 217; bill (S. reported), 443, 504; rejected, 543; motion to reconsider lost, 548.

**Depositions,** Bill (S.) relating to the taking of, 249; bill (reported), 459, 476, 537, 540; enacted, 620.

**Deposits in savings banks.** (See Savings Banks.)

**DEPUTY TAX COMMISSIONER:**

Report of the, relative to a more equal apportionment of the State and county taxes, 159; bill reported, 271, 287, 299; enacted, 403.

Annual report of the, tabled, 101; taken up, 310; bill (reported) relating to duties of assessors of taxes, 327, 338, 357; enacted, 438; report (no further legislation necessary), 777; accepted, 777.

**Descent of personal estate of husbands.** (See Widow.)

**Directors of corporations.** (See Corporations.)

**Disabled Soldiers' Employment Bureau,** Petition of members of the, that the appropriation for a superintendent and a uniform cap may be continued, 201; resolve (S. reported), 421, 445, 471, 517; passed, 538.

**DISCHARGE OF POOR CONVICTS:**

Order relative to providing that masters in chancery, etc., may order the, after examination, 212; report (inexpedient to legislate), 341; accepted, 358.

Order relating to the, 229, 239; report (S., inexpedient to legislate), 303; accepted, 319.

**Discount for voluntary payment of taxes.** (See Taxes.)

**Distinguished guests.** (See New England Manufacturers' and Mechanics' Institute.)

**DISTRICT COURTS:**

Order relative to supplying, with law books, etc., 176; report (inexpedient to legislate), 315; accepted, 330.

**Trials of actions in.** (See Trial Justices.)

**District police.** (See Intoxicating Liquors, Massachusetts District Police, Appropriation Bills.)

**DIVORCE:** (See Marriage, Equity.)

Order relative to giving to probate courts original and exclusive jurisdiction of petitions for, and nullity of marriage, 44; bill reported, 342, 401, 475, 479; rejected in the Senate, 568.

Order relative to requiring the district-attorney to represent the Commonwealth in all cases of uncontested petitions for, 127; report (inexpedient to legislate), 355; accepted, 378.

Doctors' certificates, Petition (S.) relative to requiring persons practising medicine to keep posted in their offices, 95; report (S., leave to withdraw), 248; accepted, 253.

Documents in the State Department. (See Records.)

Dog fund, Order (S.) relative to allowing the, to be used for such purposes as towns may direct, 192; bill reported, 375, 462; rejected, 468.

Dog licenses. (See Town Clerks.)

Dogs, Order relative to the licensing of, 204; bill (reported) for the further protection of sheep, etc., 375, 462; rejected, 468.

Domicile of tax payers, Order (S.) relative to fixing the, 110; report (inexpedient to legislate), 326; accepted, 337.

Donoghue, Jeremiah J., Announcement of the death of as the member-elect from the Eighth Hampden Representative District, 7.

Double Taxation. (See Taxation.)

Draws of bridges, Order relative to the widening of, over all navigable waters in the Commonwealth, 155, 163; report (inexpedient to legislate), 256; accepted, 264.

Dressed Poultry, Petition relative to preventing the sale of, etc., with the heads left on and the entrails left in, 170; petition in aid of the same, 181; bill reported, 376; recommitted, 409; report (ought to pass in a new draft), 459, 471, 536, 570; committee of conference, 605; report (ought to pass in an amended form) accepted, 653; bill enacted, 706.

Drugs, Adulteration of. (See Adulterated Articles, Milk.)

**E.**

East Boston Railway Dock and Elevator Company, Petition of the, for an extension of its charter, 171, 405; bill reported, 638, 644, 649; enacted, 693.

East Weymouth, Petition (S.) relative to the introduction of water into the village of, by the Hingham Water Company, 221; bill (S.) reported to incorporate the East Weymouth Water Company, 466, 536, 545; enacted, 568.

Eastern Junction, Broad Sound Pier and Point Shirley Railroad Company, the Boston, Winthrop and Point Shirley Railroad Company, and

## INDEX.

the Boston and Winthrop Railroad Company, Petition of the, for authority to unite and form the Boston, Winthrop and Shore Railroad Company, 41; bill reported, 218; recommitted, 221; new draft, 264, 271, 287; enacted, 849.

**EASTERN MIDDLESEX :**

Bill (S., on leave) providing for a clerk for the second district court of, 136, 231, 253, 259, 287; enacted, 443.

Petition relative to the increase of salary of the justice of the second district court of, 47; report (leave to withdraw), 280; accepted, 241.

Bill (S.) to abolish the terms of the first district court of, 466, 643, 648; recommitted, 658; report (reference to the next General Court), 680; accepted, 684.

**Eastern Railroad Company**, Petition (S.) relative to a union with the Boston, Revere Beach and Lynn Railroad Company, 221; report (leave to withdraw), 356; accepted, 379.

**Education**, So much of the Governor's address as relates to, 17; bill (reported in part) for the establishment and maintenance of evening schools, 376, 462, 520; motion to reconsider lost, 521, 588, 599; enacted, 615; report (inexpedient to legislate), 374; tabled, 461; taken up, 505; accepted, 511.

**Education**, Board of, Annual report of the, 61; report (reference to the next General Court) on so much of as relates to an increase of the salary of the secretary of said board, 521; accepted, 535. (For resolves reported, see State Normal School at Bridgewater; Normal School at Westfield; Normal Art School; State Normal School at Framingham.)

**Educational expenses.** (See Appropriation Bills.)

**Eels.** (See Westport.)

**Eighth Hampden District**, Precept for an election to fill the vacancy in the, 7.

**ELECTION DAY:** (See Intoxicating Liquors.)

So much of the Governor's address as relates to making a legal holiday, 16; report (S., inexpedient to legislate), 128, 140, 142, 148; accepted, 151; motion to reconsider, 151; motion lost, 157.

Bill (S., reported on so much of the Governor's address as relates to elections, and on order relative to providing that employés may have at least two hours for the purpose of voting on election day, and a Senate bill and order relative to the sale of intoxicating liquors), relating to the general, 466, 521; tabled, 529; taken up, 610, 625; recommitted, 627; report (bill ought to pass), 653; ruling by the Speaker on the same and bill laid aside, 669.

**Election of city and ward officers.** (See Cities.)

**ELECTION SERMON:**

- Order (S.) relative to printing 2,000 copies of the, of Rev. R. R. Meredithe, 39; report with order, 68, 70, 86; order adopted, 91.  
Order relative to choosing the preacher of the, for the year 1884, 72; adopted, 78; Rev. Cephas B. Crane chosen, 88; notified, 100.  
Order relative to the delivery of the annual, for the year 1884 in the hall of the House of Representatives, 89, 94; report (inexpedient to legislate), 166; accepted, 180.  
Order relative to amending section 35, chapter 2, of the Public Statutes so that the, shall be preached in the hall of the House of Representatives, 93; report (inexpedient to legislate), 156; bill substituted, 168; rejected, 242.

**ELECTIONS:** (See Boston.)

- Committee on, authorized to send for persons and papers and to employ a stenographer, 68.  
Order relative to the conduct of, that the same may conform with the requirements of the constitution, 205; report (inexpedient to legislate), 355; accepted, 385; reconsideration, 392; accepted, 456.  
So much of Governor's address as relates to, 16. (For bill reported see Election Day.)  
Elective franchise, Order relative to amending the constitution so as to secure a free and just exercise of the, 103; resolve (S.) reported, 679, 695; failed to pass, 702.

**ELECTRIC LINES:** (See Telegraph.)

- Order relative to the use of highways for, etc., 126, 384; report (inexpedient to legislate), 439; accepted, 448.  
Electric signals. (See Railroad Corporations.)

**ELECTRICITY:** (See Telegraph.)

- Bill (S.) in relation to erecting, laying, maintaining and regulating lines for the transmission of, 391, 440, 481, 540; recommitted, 542, 553; bill substituted, 604; enacted, 671.  
Order relative to erecting and maintaining in the public highways lines of posts and wire for the purpose of lighting by, 126, 384; report (inexpedient to legislate), 439; accepted, 448.  
Elevated Railway, Petition of Joe V. Meigs for an act of incorporation, for an, 92; petitions in aid of the same, 173, 236, 278, 300, 315, 340, 420; remonstrances against the same, 250, 254, 256, 260, 267, 275, 281, 283, 291, 294, 300, 304, 315, 321, 323, 332, 333, 348, 360, 392, 402, 409; bill reported, 335, 385, 408, 413, 416, 476, 496; rejected in the Senate, 559.

**ELEVATORS:**

- Order (S.) relative to further legislation regarding fire-escapes and safety appliances to, 215; bill (S.) reported, 619, 628, 633, 650, 669; committee of conference appointed, 680; report of committee, 739; bill enacted, 755.

## INDEX.

**ELEVATORS — *Continued.***

Petition relative to the better protection of the public from accidents on, 198, 239; bill (S., reported) relating to the inspection of buildings, 410, 430; title changed to "Bill to provide against the use of unsafe elevators," 512, 518, 584, 595; enacted, 615.

**Eminent domain, Order relative to the abandonment of lands taken under, 213; bill reported, 393, 471, 520; rejected in the Senate, 646.**

**EMPLOYEES :**

Petitions relative to giving to, the same right to damages for personal injuries that other persons have, 187, 204; Order relative to providing that the representatives of, killed through negligence of employer shall have same right to maintain action as deceased, 211, 405; bill rejected in the Senate, 692.

Bill (S.) fixing responsibility of railroad corporation for negligently causing death of, 650; report (ought to pass), 681, 702; enacted, 726

Order (S.) relative to allowing, at least two hours for the purpose of voting on days of general election, 219; bill (reported) relating to the general election day, 466, 521; tabled, 529; taken up, 610, 625; recommitted, 627; report (bill ought to pass), 653; ruling by Speaker and bill laid aside, 669.

Fourteenth Annual Report of Bureau of Statistics of Labor relating to employer's liability for personal injuries to, 249; report (no legislation necessary) accepted, 738.

**English sparrows, Order relative to the extermination of the, 38; petitions in aid of the same, 102, 130; bill (S.) reported, 239, 254, 266; enacted, 293.**

**Episcopal Methodist Society of Cochituate, Petition (S.) for a change of name of the, etc., 637, 641; bill reported, 653, 669, 674; enacted, 706.**

**EQUITY: (See Superior Court.)**

Order relative to providing that causes of, and divorce, shall be heard by a special judge, or by a senior master in chancery, etc., 163; report (inexpedient to legislate), 393; accepted, 400.

Order (S.) relative to the abolition of all distinctions in suits at law and in, 178; report (inexpedient to legislate), 534; accepted, 540.

**Essex County: (See Ipswich River bridge.)**

Petition of the treasurer of, for an increase of salary, 62, 96; bill reported, 257; rejected, 285.

Order relative to the appointment of a stenographer for the courts in, 155; bill reported, 327; rejected, 344; motion to reconsider lost, 354.

Petition of the county commissioners of, for an increase of salary, 182; report (leave to withdraw), 250, 256, 434; accepted, 441.

**ESSEX COUNTY—Continued.**

Bill (S.) to establish the salary of the Judge of Probate and Insolvency of, 646, 681, 695, 702; enacted, 726.

**Essex County Land and Building Company**, Petition of the, for an act of incorporation, 41; bill (S.) reported, 348; tabled, 461; taken up, 601, 624, 628; enacted, 642.

**Estimates of appropriations** for the several departments for the year 1883, 29; report (no legislation necessary) accepted, 777.

**Evangelical Religious Society of Wayland**, Petition (S.) relative to confirming certain doings of the, 193, 322; bill (S.) reported 391, 474, 481, 504; enacted, 556.

**EVENING SCHOOLS:** (See Education.)

Bill (on leave) to amend section 12, chapter 44, of the Public Statutes relating to, 214; report (ought not to pass), 375; bill rejected, 388.

**Examinations and trials of criminal cases before trial justices.** (See Criminal Cases.)

**Executors.** (See Administrators.)

**EXPERTS:**

Order relative to having all, needed as witnesses, appointed by the court, etc., 127; bill reported, 405; rejected, 475; motion to reconsider lost, 477.

Order (S.) relative to the evidence of, and persons of skill summoned as witnesses, and the fees allowed for said testimony to form part of the taxable costs, 191; report (inexpedient to legislate), 427; accepted, 435.

**F.**

**Factories.** (See Hotels.)

**FALL RIVER, CITY OF:**

Petition (S.) relative to supplying the, with pure water, 371; referred to next General Court in the Senate.

Petition relative to the abatement of a nuisance at the outlet of Watuppa Lakes in the, 126; bill reported, 508, 543, 567; recommitted, 602; new draft, 611, 618, 628, 692; enacted, 726.

Petition of the mayor of, for an act authorizing the city council of, to accept a certain deed from Mary B. Young, subject to certain conditions, 174; bill reported, 584, 606, 624; enacted, 681.

**Fall River Transportation Company**, Petition for an act to incorporate the, 600; report (leave to withdraw), 650; accepted, 668.

**False imprisonment**, Order relative to compensation for, 208, 276; report (inexpedient to legislate), 404; accepted, 411.

**Fares on railroads.** (See Railroads.)

**Farmers' and Mechanics' Savings Bank**, Petition of the, for an act of incorporation, 33; bill (S.) reported 341, 435, 480, 503; enacted, 516

## INDEX.

- Farmers, Order relative to exempting from attachment a horse and yoke of oxen, in actions against, etc., 211; report (inexpedient to legislate), 373; accepted, 385.
- Father Matthew Catholic Temperance Benefit Society of Lawrence, Petition of, for modification of its charter, referred to the next General Court, 292; reconsideration, 302, 383; bill reported, 411, 429, 447; enacted, 510.
- Females, Bill (S.) to punish attempts to corrupt, 196; report (ought not to pass), 167, 181; bill rejected, 194.
- Felt hats. (See State Prison.)
- Fees of witnesses and officers. (See Inquests, Assessors.)
- Ferry-boats, Order relative to requiring, to have two pilots in the pilot-house when running on their trips, 99; report (inexpedient to legislate), 250; accepted, 258.
- Fire, Petition relative to compelling towns to take some means to prevent, 201; report (leave to withdraw), 439; accepted, 446.
- Fire-hose couplings, Petition for a standard uniform, 171; bill (S.) reported, 474; rejected, 535.
- Fire-escapes. (See Hotels.)
- Fires in theatres. (See Theatres.)
- First Baptist Society in Weston, Petition of, for act of incorporation, 174; report (reference to the next General Court), 466; accepted, 476.
- FISH:  
Petition relative to town officers regulating fishing for certain, 46, 112; report (leave to withdraw), 246; tabled, 264; taken up, 460; accepted, 519.  
Petition concerning the inspection of, 87; report (leave to withdraw), 138; accepted, 151.  
Order (S.) relative to prohibiting the taking of brook trout for a space of two years, and to allow owners of private ponds to take cultivated, therefrom, 136; report (inexpedient to legislate), 274; accepted, 286.  
Transportation of. (See Transportation.)
- Fish-weirs, Order relative to the licensing and location of, in towns and cities bordering on the sea, 145; report (inexpedient to legislate), 257; accepted, 264.
- Fisheries. (See Treaty of Washington.)
- Fishing in the Merrimack River. (See Merrimack River.)
- Fishing in North River. (See Plymouth County.)
- FITCHBURG, CITY OF: (See Old Ladies' Home.)  
Petition of the, for the establishment of a sewer district, 174; report (S., leave to withdraw), 483; accepted, 496.  
Petition of the, for authority to issue additional water-scrip, 174; bill (S.) reported, 402, 412, 430; enacted, 438.

**FITCHBURG, CITY OF—*Continued.***

- Order relative to establishing a registry of deeds in the, 162; petitions in aid of the same, 203, 218; bill reported, 357, 394, 461, 508; rejected in the Senate, 596.
- Flagmen at railroad crossings.** (See Railroads.)
- Florida,** Order relative to conveying to the town of, land for a site for a school-house, 206; bill reported, 460, 483, 495, 509; new draft 646; enacted, 666.
- Flynn, James,** Petition of, for compensation for services rendered in 1861 as 4th Lieut. of the 14th Regiment, 126; report (leave to withdraw), 228; accepted, 231.
- Food, Adulteration of.** (See Adulterated Articles, Milk.)
- Foreclosure of mortgages.** (See Mortgages, Real Estate.)
- Foreign corporations.** (See Corporations, Taxation.)
- Foreign mining companies, Taxation of.** (See Taxation.)
- Forest fires,** Order relative to the prevention of, 187; report (inexpedient to legislate), 383; accepted, 345.
- Forest Hills Cemetery Association,** Bill (S.) in addition to an act to incorporate the proprietors of the, 304, 393, 401, 446; enacted, 467.
- Fortnightly payments of wages,** Order relative to the, by corporations, 31, 52; remonstrance against the same, 436; bill reported, 444; rejected, 487; motion to reconsider lost, 491.
- Foster, William W.,** Petition of, for a seat as representative for the Fourth Franklin District, 25; resolution in favor of, reported, 129; adopted, 140; motion to reconsider lost, 146; qualified, 146.
- Fourth Franklin Representative Disirict.** (See Pease, Franklin; Foster, William W.)
- FOXES:**
- Petitions for a bounty for the killing of, hawks and crows, 143, 165; report (leave to withdraw), 250; accepted, 258.
- Order (S.) relative to offering a bounty for the killing of, 192; report (inexpedient to legislate), 250; accepted, 258.
- Framingham,** State Normal School at. (See State Normal School at Framingham.)
- Franklin,** Petition for the incorporation of a company to supply the town of, with pure water, 431; report (leave to withdraw), 508; re-committed, 508; bill (S.) reported, 570, 587, 605; enacted, 623.
- FRANKLIN COUNTY:** (See North Western District.)
- Order relative to establishing a district court for, 94; remonstrance against the same, 267, 273, 282, 301, 310, 322; report (inexpedient to legislate), 325; accepted, 344.
- Freight trains.** (See Accidents on freight trains.)
- French Spoliation Bill,** Order relative to requesting our representatives in Congress to do what they can to secure the passage of the, during the present session, 109; resolution reported, 230; adopted, 251.
- Fugitives from Justice.** (See Appropriation Bills.)

## INDEX.

## G.

**Galvin, John W.**, Petition (taken from the files) of, for compensation for work done on the Hoosac Tunnel, 87; resolve (S.) reported, 641 698, 707, 714, 727, 735; passed, 747.

**Gaming-houses**, Order relative to punishing persons found present at any sport or game in, 127; bill reported, 231, 254, 265, 348, 393, 401, 446; enacted, 467.

**Gas and gas-meters**, Annual report of the State inspector of, tabled, 110; taken up, 146; report (no legislation necessary), 263; accepted, 271.

**GENERAL COURT:**

Order relative to the compensation of the members of the, 109; report (inexpedient to legislate), 230; accepted, 241; motion to reconsider, tabled, 247; motion taken up and adopted, 693; bill substituted, 699, 708, 714; rejected in the Senate, 743.

Bill (on leave) fixing the compensation of members of the, 754; referred to the next General Court in the Senate, 825.

Bill (on leave) fixing the compensation of members of the, 820, 824; rejected in the Senate, 825.

Order relative to the appointment of a joint committee to consider the matter of compensation of members of the, 830; referred to the next General Court in the Senate, 836.

Bill (on leave) to provide for the compensation of members of the, 837; referred to the next General Court, 837.

Bill (on leave) repealing the act regulating the compensation and mileage of members of the, referred to the next General Court, 844.

**Biennial elections and biennial sessions of the.** (See Biennial Elections.)

Petition relative to members of the, accepting free passes, referred to next General Court, 249.

Order relative to preventing certain persons from making gifts to members of the, 177; report (inexpedient to legislate), 356; accepted, 456.

Order relative to limiting sessions of the, to one hundred days for each session, 228: report (reference to next General Court) accepted, 622.

**Gettysburg Battlefield Memorial Association**, Resolve (taken from the Senate files of last year) in favor of the, 221, 328, 440, 471, 496; passed, 654.

**Gifts to members of the Legislature**, Order relative to preventing persons from making, 177; report (inexpedient to legislate), 356; accepted, 456.

**Gloucester Harbor**, Petition for a change of a portion of the harbor line in, 46; bill reported, 342, 359, 387; enacted, 433.

**Gloucester Police Court**, Petition of the clerk of the, for an increase of salary, 44; bill reported, 263, 287, 309; enacted, 371.

**Government witnesses**, Order relative to the binding by recognizance of, in criminal cases, by police courts, etc., 209; report (inexpedient to legislate), 325; accepted, 338.

**GOVERNOR:**

Messages of the. (See *Messages*.)

Votes for, committee on, 8; report accepted, 10; qualified, 12.

Investigation of abuses in the administration of public affairs by the, and Council. (See *Abuses, etc.*)

Address of, delivered, 18; committee on, 15; disposition of Governor's address, report accepted, 16; Order relative to printing 10,000 extra copies of the, 32; resolve reported, 44, 69, 73, 80; rejected, 82.

Order relative to prohibiting the use of funds for the payment of a military escort to the, on the occasion of Harvard Commencement, 207; report (inexpedient to legislate), 269; accepted, 298.

**GRADE CROSSINGS:**

Order relative to providing for an appeal from the decision of the county commissioners concerning the alteration of, to the Superior Court, 162; bill rejected in the Senate, 433.

Order relative to the abandonment of all steam railroad, of frequented public highways, 88; report (inexpedient to legislate), 370; accepted, 386.

Order relative to providing that all railroads crossing highways at grade shall place at, a gate or automatic signal, 88; report (inexpedient to legislate), 382; accepted, 395.

Order (S.) relative to the better protection of life and property at railroad, of public highways or streets, 215; bill (S.) reported, 391, 408, 448; enacted, 467.

Petition for additional legislation to secure the better protection of life and property at, 131; report (S., inexpedient to legislate), 382; accepted, 435.

Order relative to the use of electric signals at, of highways, 189; report (S., inexpedient to legislate), 382; tabled, 460; taken up and recommitted, 556; resolve reported, 602, 612, 622; passed, 647.

**Great Barrington Water Company**, Petition relative to requiring the, to furnish water at reasonable rates, etc., 174; report (leave to withdraw for want of legal notice), 356; recommitted, 372; report (leave to withdraw), 458; bill substituted, 519, 529, 569; rejected in the Senate, 600.

**Great Northern Railroad Company**. (See *Boston & Lowell Railroad*.)

**Greenfield**, Petition of the town of, for reimbursement for moneys expended for stock, and loans to the Troy & Greenfield Railroad Company and in aid of the construction of said road and tunnel, 148, 255,

## INDEX.

- 432; report (reference to the next General Court) tabled, 447; taken up, 639; tabled, 648; taken up, 694; accepted, 699.  
**Greenfield Fire District**, Petition of the, for leave to increase its water supply, 509, 518; bill (S.) reported, 675, 683, 696; enacted, 726.  
**Groveland**, Petition for relief of the town of, from assessments for the maintenance and repair of the new iron bridge, between said town and Groveland (referred under the 12th joint rule to the next General Court), 679.  
**Guarantee fund of savings banks.** (See *Savings Banks.*)  
**Guardians' bonds.** (See *Sureties on Guardians' Bonds.*)

## H.

**Hampshire County.** (See *North-Western District.*)

**HAMPSHIRE DISTRICT COURT:**

Order relative to establishing the, 133, 179; bill reported, 257, 286, 309, 391; enacted, 415.

Order relative to providing by law for a clerk for the, 68; bill reported, 258, 287, 309, 392; enacted, 415.

**Hancock**, Petition of the overseers of the poor of the town of, for remuneration for money paid out for the support of a State pauper, 45; report (leave to withdraw), 166; accepted, 180.

**Hand-tools**, Petitions relative to the instruction in, in the public schools, 197, 235; bill reported, 342, 396; rejected, 399; motion to reconsider lost, 404.

**Harbors and Public Lands**, Committee on, authorized to visit, 472.

**HARBOR AND LAND COMMISSIONERS:** (See *Rhode Island.*)

Annual report of the, 128; bill (reported) relating to the custody of the archives of Maine lands, 376, 386, 396; enacted, 438; resolve (reported) providing for the expenses under the act in relation to the boundaries of cities and towns bordering upon the sea, 432, 445, 456, 463; passed, 478 (For further report, see *Rhode Island.*) Report (no further legislation necessary), 374; accepted, 385.

**Harbor and shipping interests**, Message from the Governor relating to. (See *Messages.*)

**Harris, Joel W.**, Petition of, for seat as representative for the Second Worcester District, 34; report (leave to withdraw), 69; accepted, 73.

**Haverhill Co-operative Saving Fund and Loan Association**, Petition of, for a change of name, 183 (For Bill reported see *Co-operative Saving Fund and Loan Associations.*)

**HAVERTHILL, CITY OF:** (See *Groveland.*)

Petitions relative to the annexation of the town of Bradford to the, 154; report (leave to withdraw), 326; accepted, 337.

## INDEX.

931

### **HAVERHILL, CITY OF — *Continued.***

Petition relating to the constructing a wharf and bridge over Little River in the, 198 ; bill reported, 295, 309, 321 ; enacted, 403.

Petition for the establishment of a harbor line along the water-front of the, 198 ; bill reported, 376, 386, 408 ; enacted, 448.

Petition relative to building a bridge between Bradford and, 161, 166, 221, 248 ; remonstrances against the same, 250, 291 ; report (leave to withdraw), 333 ; accepted, 345.

### **HAWKERS AND PEDLERS :**

Order relative to prohibiting the sale of certain articles by, 155 ; bill reported, 439, 448, 472 ; enacted, 584.

Bill (S.) in relation to, 294, 342, 435, 446 ; enacted, 467.

**Hawkes, Edward C.**, Resolve (taken from the files) in favor of, 88 ; resolve (S.) reported, 712, 727 ; rejected, 728.

**Hawks and Crows.** (See Foxes.)

### **HEALTH, STATE BOARD OF:** (See Boston.)

Order relative to making the, independent of any other board or commission, 133 ; report (inexpedient to legislate), 374 ; accepted, 386.

**Health, Lunacy and Charity, State Board of.** Annual report of, 102, 129 ; resolve (reported in part) concerning the supervision of immigration, 273, 299, 321 ; passed, 349 ; report (no further legislation necessary), 748 ; accepted, 748.

**Heywood Chair Company.** (See Walter Heywood Chair Company.)

**Hicks, Cyrus.** (See Norton.)

**Highway damages.** (See Damages, Lord's Day.)

### **HIGHWAYS:** (See Grade Crossings.)

Order relative to the laying out, and rights of way across flats, from high to low water mark, 145, 217 ; bill reported, 444 ; rejected, 503.

Injuries on. (See Injuries.)

**Hillman, Samuel**, Petition of, for an additional allowance from the State, 70 ; report (leave to withdraw), 117 ; accepted, 124.

### **HILLSIDE AGRICULTURAL SOCIETY :**

Petition (taken from the Senate files), for an act of incorporation as the, 86 ; bill reported, 383, 397, 401, 436 ; enacted, 461.

Order (S.) relative to the reimbursement by the Commonwealth of certain moneys paid as bounties by the, 136 ; report (inexpedient to legislate), 397 ; accepted, 406.

**Hingham**, Petition of the selectmen of, for authority to take and fill up the Mill Pond in said town, 41 ; bill (S.) reported, 458, 471, 529 ; enacted, 542.

**Hingham Water Company.** (See East Weymouth.)

**Hoar, George F.**, elected United States Senator. (See United States Senator.)

## INDEX.

**Hobart, Francis A.**, Petition of, for the seat of representative for the sixth Norfolk district, 31; report (leave to withdraw), 111; accepted, 117.  
**Hollis Street Meeting House**, Petition that the proprietors of the, be authorized to sell their church property, 161; bill (S.) reported, 323, 339, 401; enacted, 433.

**Holliston.** (See *McManamy, Peter.*)

**HOLYOKE, CITY OF:**

Petition of the clerk of the police court of the, for an increase of salary, 187; bill (S.) rejected in Senate, 294.

Petition relative to the redistricting of the, into wards, 196; report (leave to withdraw), 431; accepted, 441.

**Home for Aged Females** in the city of Worcester, Petition of the, for an amendment to its charter, 42; bill reported, 96, 102, 107; enacted, 284; reconsideration, 729, 737, 740; enacted, 748.

**Home Co-operative Saving Fund and Loan Association**, Petition of the, for a change of name, 159. (For bill reported, see *Co-operative Saving Fund and Loan Associations.*)

**Homestead Co-operative Saving Fund and Loan Association**, Petition of, for change of name, 236. (For bill reported see *Co-operative Saving Fund and Loan Associations.*)

**HOMESTEADS:**

Order relative to exempting a portion of, from taxation, 133; report (S., inexpedient to legislate), 348; accepted, 379.

Order relative to exemption of from taxation to the extent of eight hundred dollars in value, 133; report (inexpedient to legislate), 326; accepted, 344.

**Homœopathic treatment for the insane.** (See *Insane.*)

**HOOSAC TUNNEL AND TROY AND GREENFIELD RAILROAD:** (See *Railroad Commissioners.*)

Report of the manager of the, tabled, 26; taken up, 45; bill (S. reported) making appropriations for the double tracking and improvement of the, 490, 521, 536, 545, 548; enacted, 571.

So much of the Governor's address as relates to the, 17; report (no legislation necessary) 397; accepted, 406.

Committee on, authorized to visit, 79.

Visit of members to the, 420, 431, 437.

Order relative to forming a corporation for the operation of the, 206; order relative to procuring a release and discharge to the Commonwealth of all claims to the, and relative to the sale of the, 207; resolve (S., reported in part, on these two orders and petition of the Troy & Greenfield R. R.) for obtaining a release to the Commonwealth by the Troy & Greenfield R. R. of its claim upon the Troy & Greenfield R. R. and the Hoosac Tunnel, 625, 668, 674, 683, 696; passed, 706; report (reference to the next General Court on

## INDEX.

933

**HOOSAC TUNNEL AND TROY AND GREENFIELD RAILROAD — *Continued.***  
so much of the subject-matters of the orders not reported on), 767 ; accepted, 771.

Order relative to joining the Committee on, with the Committee on Railroads, 743 ; rejected, 745.

**Hopkins, Henry F.,** clerk of the Police Court of Lawrence. (See Lawrence.)

**Hopkinton Railroad Company,** Petition for authority to issue bonds to buy mortgage bonds of the, 515 ; bill (S.) reported, 679, 694 ; enacted, 697.

**HOTELS:** (See Elevators.)

Bill (on leave) relating to fire-escapes and to the construction of, factories, school buildings, etc., 214, 244 ; bill (reported) for the prevention of fires in hotels, boarding and lodging houses, and to provide for fire escapes therein, etc., 619, 628, 633, 650, 669 ; committee of conference appointed, 680 ; report of committee, 739 ; bill enacted, 755.

Order relative to requiring, and large factories to be provided with a hemp rope, 48 ; bills reported, 619, 628, 633, 650, 669 ; committee of conference appointed, 680 ; report of committee, 739 ; bill enacted, 755.

Order relative to requiring all keepers of, to be provided with sufficient fire-extinguishers so as to take greater precautions to prevent fires in, 49, 223 ; bills reported, 619, 628, 633, 650, 669 ; committee of conference appointed, 680 ; report of committee 739 ; bill enacted, 755.

Order relative to building, of brick with floor of no more combustible materials than terra-cotta, 48 ; report (S., inexpedient to legislate), 397 ; accepted, 457.

**Hour of Meeting :**

At eleven o'clock A.M., 7.

At two o'clock P.M., except on Saturdays, 15.

At half-past eleven o'clock, for the election of U. S. senator, 52, 61.

At eleven o'clock A.M., on Saturday, order laid over, 89 ; indefinitely postponed, 94.

At eleven o'clock daily, except Mondays and Saturdays, recess at a quarter before one o'clock and adjournment at five o'clock, etc., order laid over, 381 ; tabled, 392 ; taken up and adopted, 409.

At eleven o'clock daily, except Monday and Saturday, 437 ; withdrawn, 445

At two o'clock until otherwise ordered, 641 ; tabled, 645 ; taken up and rejected, 706.

**Housatonic District Court, Bill** (on leave) to establish the, and to abolish the district court of Southern Berkshire, 177 ; report (ought not to pass) 4<sup>1</sup>5 ; tabled, 412 ; taken up, 610 ; rejected, 619.

- Housatonic Railroad, Petition relative to preventing unnecessary noise by locomotives on the, 24; report (leave to withdraw), 167; accepted, 180.
- House of Detention for witnesses. (See Suffolk County.)
- HOUSE OF REPRESENTATIVES: (See Representatives' Chamber) Organization, 3, 4; Senate notified, 6; Governor notified, 6. Hour of meeting, 7, 15, 35, 52, 61, 89, 94, 293, 381, 392, 409, 437, 445, 637, 641, 645, 706, 764, 774, 800, 820, 824. Clerk directed to procure newspapers for the use of members, 7. Reading of the Journal dispensed with, 9. Committees appointed, 18, 19, 23. Monitors appointed, 23. Seats drawn, 23. Limit of debate, 282, 292, 445, 454, 831. Order relative to the placing of copies of Rule 98 at the entrances to the Representatives' chamber, 505, 511. Committee on Rules and Orders authorized to consider some means by which a quorum of the, be obtained, 612; report, 626; accepted, 633. Each session a legislative day, 634; tabled, 636; taken up and adopted, 706. Order relative to providing for an official reporter for the, 145 (no report). Hudson, Petition for leave to take water from Gates Pond in Berlin, or from Little Pond in Bolton, for use of the town of, 30; bill (S.) reported, 371, 462, 520; enacted, 538.
- Husband and wife, Order relative to permitting direct transfers of property between, except when made in fraud of creditors, 47; bill reported, 194; tabled, 281; taken up, 505, 543, 604, 611, 616; bill substituted, 621; rejected, 623.

## I.

- Idiotic and Feeble-Minded Youth. (See Massachusetts School for Idiotic and Feeble-Minded Youth.)
- Immigration, Supervision of. (See Health, Lunacy and Charity.)
- Imprisonment of poor debtors. (See Poor Debtors.)
- Indian Association. (See Massachusetts Indian Association.)
- Indigent and neglected children. (See Children.)
- INDUSTRIAL ART: (See Normal Art School.) Order relative to directing instruction in, 26; report (inexpedient to legislate), 334; accepted, 345.
- Inebriates, Petition relative to providing a temporary missionary home for, 198; report (S., leave to withdraw), 397; referred to the next General Court, 408.

Injuries upon highways, Order relative to the waiving of notice in case of, 210; report (inexpedient to legislate), 354; accepted, 378.

Inland fisheries. (See Merrimack River.)

Annual report of the commissioners on, 25; report (no legislation necessary), 305; accepted, 319.

Inquests, Order relative to fees of witnesses and officers at, 99; bill reported, 223, 232, 247; enacted, 399.

**INSANE:**

Report (S.) of the Governor and Council, relative to the separate homœopathic treatment of the, under the care of the Commonwealth, 39; petitions in aid of the same, 144, 179, 332; report recommending the appointment of a committee to sit during the recess, 708, 716; accepted, 727.

Order relative to so amending the law concerning the commitment of the, that notice may be given to an alderman of a city, etc., 127; report (inexpedient to legislate), 270; accepted, 285.

Petition relative to providing greater facilities for the discharge of patients from lunatic hospitals and institutions for the, 144; bill reported, 317, 338, 359; enacted, 415.

Order relative to the support of, criminals, by the State, 104; bill (S.) reported, 414, 445, 456, 507; enacted, 528.

Insane Hospitals, Order (S.) relative to changing the names of the, of the State to hospitals for mental diseases, 228; report (S., inexpedient to legislate), 347; accepted, 379.

Insect-eating birds, Petition relative to the protection of, by school children, 137; report (S., leave to withdraw), 260; accepted, 271.

Insolvent companies, Accounts standing to the credit of. (See Treasurer and Receiver-General.)

Inspection of beef. (See Beef.)

Inspection of buildings. (See Elevators.)

Instalment plan, Petition relative to regulating the sales of goods on the, 154; report (leave to withdraw), 325; accepted, 344.

**INSURANCE:**

So much of the Governor's Address as relates to, 17, 164; report (S., inexpedient to legislate), 483; accepted, 495.

Order relative to more conveniently obtaining adequate, 188, 249; report (inexpedient to legislate), 326; accepted, 337.

Petition relative to a modification of the law regulating reserves for, on marine risks, 198; bill to change the basis, etc., reported, 335, 346, 441; enacted, 478.

Bill (S., on leave) making provisions for licensing foreign corporations and associations organized to carry on the business of life, and on the assessment plan, referred to the next General Court in the Senate, 399.

**INSURANCE COMMISSIONER:**

Order (S.) relative to an early report by the, of matters requiring legislation, 27; special report received, 44; bill (S., reported), 239, 254, 266; enacted, 293.

Message from the Governor transmitting communication from the, concerning the State department of insurance, 601; report (inexpedient to legislate), 637, 643; bill substituted, 648, 655, 669; enacted, 697.

Twenty-eighth Annual Report of the (Fire and Marine), 622; part 2, placed on file, 823.

**INSURANCE COMPANIES:**

Taxation of net values of policies of life. (See Taxation.)

Order relative to the deposits made by, of foreign countries with the treasurer of this Commonwealth, 163; bill reported, 342, 359, 307; enacted, 444.

Order relative to compelling foreign life, to make same provisions in regard to forfeiture of policies that home companies have, 207; report (inexpedient to legislate), 326; tabled, 343; bill substituted, 477; recommitted, 495; report (ought not to pass), 557; bill rejected, 604; reconsideration, 607; bill rejected, 628.

Petition of the Washington Fire and Marine Insurance Company relative to the taxation of, in this State, 202; report (S., leave to withdraw), 483; accepted, 496.

Bill (S., on leave) making provision for licensing certain foreign, etc., to do business in this Commonwealth, 221; referred to next General Court in Senate, 399.

**INSOLVENCY WARRANTS:** (See Unclaimed Dividends.)

Order relative to amending section 113, chapter 157, of the Public Statutes concerning the issuing of, 176; report (inexpedient to legislate), 316; accepted, 330.

Interest, Order relating to limiting the rate of, to six per cent., 209; report (inexpedient to legislate), 325; accepted, 338.

International Trust Company, Petition (S.) of the, to act as trustee under a will, etc., 414; bill (S.) reported, 518, 544, 611; enacted, 642.

**INTOXICATING LIQUORS:**

Petitions for a constitutional amendment prohibiting the manufacture and sale of, 29, 52, 85, 90, 95, 106, 108, 111, 114, 117, 118, 125, 131, 143, 153, 159, 170, 183, 199, 228, 237, 248, 397; resolve reported, 375, 462; rejected, 468.

Order relative to repealing the law regarding the power of adjoining owners to object to granting certain licenses for the sale of, 34; report (inexpedient to legislate), 274, 297; accepted, 318.

Petitions that the question of repealing the present license law and enacting a prohibitory law be submitted to the people, 46, 102, 108, 111, 171, 301; report (leave to withdraw), 257; accepted, 264.

**INTOXICATING LIQUORS — *Continued.***

Another report (S.) on same subject, 274, 297; accepted, 318.

Petition relative to repealing section 5, chapter 100 of the Public Statutes relating to cities and towns voting on the license and sale of, 70, 92; report (leave to withdraw), 257; accepted, 264.

Order relative to repealing the "Screen Law," so called, and of granting to licensed liquor-dealers the same rights and privileges accorded to other merchants, 72; remonstrance against the same, 165; report (inexpedient to legislate), 274, 297; accepted, 318.

Order relative to repealing chapter 220 of the acts of the year 1882, being an act to prohibit the granting of licenses for the sale of, on premises within a certain distance of public schools, 77; remonstrance against the same, 165; order (S.) relative to same, 84; report (inexpedient to legislate), 269, 296; accepted, 317.

Order relative to requesting the Secretary of the Commonwealth to forward a statement of the returns relating to the votes of the several cities and towns upon granting licenses for the sale of, 89; abstract of returns received and tabled, 95; taken up, 146; report (S., no legislation necessary), 303; accepted, 319.

Bill (S., on leave) in relation to the time of filing applications and granting licenses to sell spirituous and, 116; bill (S.) reported, 382, 394; enacted, 416.

Petitions for the immediate and unconditional repeal of the law licensing the sale of, 83, 131, 198; report (leave to withdraw), 257; accepted, 264.

Petition relative to increasing the fines for the violation of the license law for the sale of, 137; report (S., leave to withdraw), 274; accepted, 286.

Order relative to providing that no sale of, shall be made on the day of the annual State election, nor in any city or town on the day of its election or annual meeting, 145, 155; bill (S.) reported on this order and a portion of Governor's address relating to the sale of liquor on election day, 314; recommitted, 339; bill (reported) relating to the general election day, 466, 521; tabled, 529; taken up, 610, 625; recommitted, 627; report (bill ought not to pass), 658; laid aside, 669.

Order (S.) relative to licensing persons to sell, to be drunk on the premises without first securing a license to do business as common victuallers, 147; report (S., inexpedient to legislate), 274, 297; accepted, 318; motion to reconsider rejected, 324.

Order (S.) relative to amending the law commonly known as the "Civil Damage Act," 147; report (S., inexpedient to legislate), 274, 297; accepted, 318.

Order relative to repealing or amending section 5 of chapter 100 of the Public Statutes relating to, and known as the "Local Option

INTOXICATING LIQUORS — *Concluded.*

- Law," 162; remonstrance against the same, 165; report (inexpedient to legislate), 263, 285, 298; accepted, 317.
- Order (S.) relative to increasing the force of the district police for the better enforcement of the laws concerning, 164; report (S., inexpedient to legislate), 410; accepted, 429.
- Order relative to amending the law concerning sureties on bonds of licensed liquor dealers, 175; report (inexpedient to legislate), 305; accepted, 320.
- Order relative to repealing the law concerning sureties on bonds of licensed dealers of, 215; report (inexpedient to legislate), 305; accepted, 320.
- Order relative to providing that a minor who misrepresents his age to obtain, or to obtain admission to a pool room, shall be subject to a penalty, 176; report (inexpedient to legislate), 315; accepted, 338.
- Order relative to granting licenses for the sale of, for the year beginning May 1 in the months of March and April preceding, etc., 188; bill (S.) reported, 382, 394; enacted, 416.
- Petition of "The Boston No-License Union" relative to amending section 5 of chapter 100 of the Public Statutes so that the question of voting on the granting of licenses for the sale of, shall be taken at the annual State election, 198; report (leave to withdraw), 397; accepted, 407.
- Order relative to preventing the searching of private houses, etc., for the confiscation of property under the process of law for the prevention of the sale of, 207; report (inexpedient to legislate), 397; accepted, 406.
- Petition (S.) that the sale and manufacture of, for purposes of drink be prohibited by law, 54; report (leave to withdraw), 269; accepted, 286.
- Ipswich River Bridge, Petition that the county commissioners of Essex County may be authorized to reimburse the town of Ipswich for a part of the expense of constructing the, 47; report (S.) leave to withdraw, 192; accepted, 223.
- Investigation of certain State departments. (See Messages of the Governor.)
- Irish people, Preamble and resolution (on leave) relative to the treatment of the, by the English Government, 775, 778, 779, 780; rejected, 781.

## J.

- Jenkins, E. K., Petition of, for an increase of salary as treasurer of Essex County. (See Essex County.)
- Jewelry, Sale of. (See Soldiers' Licenses.)

Joint committees, Order relative to, making report to the Senate of all matters in their hands except money bills and matters recommitted to them, 487; withdrawn, 445.

Joint convention, 18, 14, 54, 63.

Joint rule 12, Order relative to publishing, for the information of the public, adopted, 93.

Jones, Adelia T., Petition for State aid, 181; report (S. leave to withdraw), 243; accepted, 253.

**JOURNAL OF HOUSE:**

Reading of, dispensed with, 9.

Clerk authorized to print, 9.

Order (S.) relative to furnishing free public libraries of the cities and towns with one copy of the, and of the Senate journal annually, 72; bill (S.) reported, 273, 296, 309, 321; enacted, 336.

Joyner, Herbert C., Resignation of, as member of the House of Representatives, 843.

**JUDGES OF THE SUPREME JUDICIAL COURT AND THE SUPERIOR COURT:**

Order relative to paying the travelling expenses of the, in attending courts in their respective counties, 77; report (inexpedient to legislate), 156; accepted, 168.

Bill (on leave) in relation to the resignation and retirement of, 116; report (ought not to pass), 223; bill rejected, 242.

Judiciary, So much of the Governor's address as relates to the, 17; report (no legislation necessary), 680; accepted, 684.

**JURIES:**

Order relative to limiting the time in which, shall be compelled to consider a case, 99; report (inexpedient to legislate), 222; accepted, 231.

Order relative to providing that nine of the panel of twelve jurymen on, shall be competent to render a verdict, 154; report (inexpedient to legislate), 270; accepted, 277.

Juvenile offenders, Order relating to giving notice to the State board in matters pertaining to, 127; bill reported, 270, 298, 336, 337; enacted, 437.

**K.**

Keith, James, Petition of, to confirm certain acts done by him as a justice of the peace, 187; resolve reported, 317, 339, 359, 443; passed, 461.

Kelley, Mary A., Petition of, for State aid, 181; report (leave to withdraw), 276; accepted, 286.

Kellogg, Fred B., Petition of, for an annuity, 87; report (leave to withdraw), 86; accepted, 90.

Knight, Albert, Petition of the town of Charlton for authority to pay, \$125, with interest, 482, 510, 534; bill reported, 588, 597; enacted, 627.

## L.

**Laborers' wages.** (See Wages.)  
**Labor, Bureau of Statistics of,** Fourteenth annual report of the, 649; report (no legislation necessary) accepted, 738.  
**Law and in equity, Suits at.** (See Equity.)

**LAWRENCE, CITY OF:**

Petition of Henry F. Hopkins, clerk of the police court of, for an increase of salary, 32; report (leave to withdraw), 230; accepted, 241.  
 Petitions relative to a division of the wards of, 196, 291; report (reference to the next General Court), 355; accepted, 379.  
**Legislative Manual.** (See Manual.)  
**Legislature.** (See General Court.)  
**Leighton, John C.** (See Boston, City of.)  
**Leominster, Petition of the selectmen of** for an act authorizing said town to renew its water bonds, 801; bill (S.) reported, 823; enacted, 825.

**LIBRARIES:**

Order relative to the further protection of, from theft and mutilation, 188; bills reported:  
 To prevent the wilful detention of books, newspapers, magazines, pamphlets or manuscripts of certain, 306, 331, 346; enacted, 415.  
 For the better protection of property in certain, 306, 331, 346; enacted, 415.  
 Order (S.) relative to annual reports of trustees of free public, 228; bill reported, 306; rejected, 329.

**License Liquor Law.** (See Intoxicating Liquors.)

**Licensing of dogs.** (See Dogs.)

**LIENS:**

Order relative to amending section 14 of chapter 192 of the Public Statutes relating to, on vessels, for labor performed, 78; report (inexpedient to legislate), 138; accepted, 151.  
 Order (S.) relative to, on buildings, 121, 165; notice from Senate of rejection of bill reported on this order, 589.

**LIEUTENANT GOVERNOR:**

Votes for, committee on, 8; report accepted, 11; qualified, 12.  
 Order relative to providing that he, may succeed, on a permanent vacancy in the office of Governor, to the title and emoluments, as well as to the duties and responsibilities of the position, 191; report (inexpedient to legislate), 315; accepted, 329.  
**Life insurance.** (See Insurance.)  
**Lincoln, Isadora F., Petition of,** for State aid, 33; report (leave to withdraw), 166; accepted, 180.  
**Liquor law.** (See Intoxicating Liquors.)

Liquor Licenses. (See Intoxicating Liquors.)

Literary institutions, Mortgages held by, exempt from taxation. (See Taxation.)

Little's Pond in Bolton. (See Hudson.)

Little River. (See Haverhill.)

Loan and Trust Companies, Communication submitting a draft of a general law in relation to, 159; report (bill ought not to pass), 296; bill recommitted, 308; resolve reported, 357, 380, 387; passed, 428.

Local option. (See Intoxicating Liquors.)

Longfellow Memorial Association, Petition of mayor of Cambridge for authority to appropriate a sum for laying out, etc., the grounds of the, 557; bill reported and rejected in the Senate, 739.

Lotteries, Petitions relative to providing for enforcing the laws against, 204, 218; report (leave to withdraw), 373; accepted, 385.

Lord's Day, Bill (on leave) to authorize persons travelling upon the, to recover damages for injuries caused by defects in highways, 214; report (ought not to pass), 316, 336, 343; rejection negatived, 358, 456; rejected, 515; motion to reconsider lost, 516.

#### LOWELL, CITY OF:

Petitions relative to the abatement of a nuisance in the, and the discontinuance of Richardson's Brook, 186, 300; remonstrances against the same, 347; report with recommendation to give notice, 293; bill (S.) reported, 473, 481, 485; enacted, 507.

Petition relative to the payment of a claim of the, against the Commonwealth, 197; report (leave to withdraw), 316; accepted, 337.

Lowell Wood-Turning Company, Petition for a change of its corporate name, 547; bill (S.) reported, 596, 606, 618; enacted, 627.

Lowell Young Men's Christian Association, Bill (S., on leave) to authorize the, to hold additional real and personal estate, 752, 754, 768; enacted, 774.

Lunatic hospitals. (See Insane.)

Lunt, Jacob K., Petition that claims against the State held by, may be allowed, 29; report (leave to withdraw), 166; accepted, 180.

#### LYNN, CITY OF:

Petition that the, may supply Swampscott with water, for fire purposes, 30; petition in aid of the same, 41; protest against the same, 154; bill (S.) reported, 156, 169, 181; enacted, 239.

Petition of the mayor of the, respecting the tenure of office of officers and members of the fire department, 32; bill reported, 244, 254, 259; enacted, 284.

Order (S.) relative to increasing the salary of the judge and clerk of the police court of the, 164; report (inexpedient to legislate), 427; accepted, 435.

## INDEX.

**LYNN, CITY OF — *Continued.***

Petition of the mayor of the, for authority to take the waters of Saugus River for an additional water supply, 505, 516; bill reported, 670, 684, 695, 702, 739; enacted, 757.

**LYNN AQUEDUCT COMPANY:**

Petition of the, for an alteration of its charter, 33; report (leave to withdraw), 96; recommitted, 101; bill reported, 107; recommitted, 113; bill reported in new draft, 139, 152, 158; motion to reconsider, 164; bill enacted, 245.

Petition that the, may be required to pay in its capital stock and complete its organization within a definite period, 161; report (leave to withdraw), 325; accepted, 344.

**Lynn Beach Hotel,** Petition relative to supplying the, with water from the city of Lynn, 801; bill (S.) reported, 823; enacted, 825.

**M.**

**Mackey, Philip,** Petition of, for compensation for injuries received while at work on the Hoosac Tunnel, 76; report (leave to withdraw), 166; accepted, 180.

**Madigan, Ellen,** Petition of, for an allowance from the State, 41; resolve reported, 230, 270, 278, 287, 455, 483, 495, 509; passed, 519.

**Malden, City of,** Petition for an amendment of the charter of the, 584, 596; report (leave to withdraw), 680; accepted, 684.

**Malden, Medford and Melrose Gas Light Company,** Petition for change of name of the, 555; bill (S.) reported, 625, 633, 635; enacted, 654.

**Maggi, Marie,** Petition relative to granting State aid to, 185; report (leave to withdraw), 269; accepted, 277; reconsideration, 284; accepted, 297.

**Maine, State of,** Resolve (S.) of the, memorializing the General Court of the State of Massachusetts to amend or abolish their compulsory pilot laws, 137; bill (S.) rejected in the Senate, 534.

**Maine lands, Archives of.** (See Harbor and Land Commissioners.)

**Malfeasance and misfeasance in office,** Message of the Governor concerning, 682, 694; report (S.) with order, rejected in the Senate, 776.

**Manchester,** Petition of the selectmen of, for authority to take water from Chebacco Pond, 53; petition in aid of the same, 53; report (leave to withdraw), 157; accepted, 168.

**Manual, Legislative,** Order (S.) relative to furnishing free public libraries of cities and towns with one copy of the, annually, 72; bill (S.) reported, 273, 296, 309, 321; enacted, 336.

## INDEX.

943

### MANUFACTURING ESTABLISHMENTS:

Payment of employés in. (See Fortnightly Payments, Weekly Payments.)

Order relative to the employment of certain persons in certain conditions in, 104; report (inexpedient to legislate), 374; accepted, 400.

Petition relative to prohibiting the employment of children under twelve years of age in, 183; bill reported, 295, 309, 444, 471, 536; enacted, 654.

Marblehead, Petition (S.) relative to supplying the town of, with water, for fire and domestic purposes, 193; report (S.) leave to withdraw, recommitted with instructions, 322; bill (S.) reported, 537, 544, 552; enacted, 568.

Marion, Petition (S.) relative to prohibiting the dredging for shell-fish in certain locations in the tide-waters of, 116; report (leave to withdraw), 230; accepted, 241.

Marine risks. (See Insurance)

Marlborough, Petition that the town of, be authorized to issue additional water bonds, 71; bill (S.) reported, 239; enacted, 229.

Marriage, Nullity of. (See Divorce.)

### MARRIAGES:

Petition for an amendment of the law prohibiting, between certain relations, 34; report (leave to withdraw), 106; accepted, 113

Order relative to the registration in the office of the Secretary of State of ministers who are to solemnize, 212; report (reference to the next General Court), 341; accepted, 358.

Married women. (See Women.)

### MARSH, THOMAS J.:

Report of the committee on Public Charitable Institutions, concerning the production of memorandum books by, 818; indefinitely postponed, 824.

Order relative to the arrest of, 819, 820; rejected, 821.

Martha's Vineyard, Petition concerning the pilots of. (See Buzzard's Bay)

Masked balls, Order relative to authorizing the mayor and aldermen of cities and the selectmen of towns to license, 104; report (inexpedient to legislate), 245; accepted, 252.

### MASSACHUSETTS AGRICULTURAL COLLEGE:

Message from the Governor transmitting the 20th annual report of the trustees of the, 255; resolves reported:

In relation to printing the report of the trustees of the, for the year 1882, 328, 384; passed, 461.

Establishing free scholarships at the, and making an appropriation for the same, 375, 428, 448, 481, 641; passed, 661.

Committee on Agriculture authorized to visit, 333.

## INDEX.

- Massachusetts Bible Society**, Petition of the, for leave to hold additional property, 98 ; bill (S.) reported, 215, 232, 253 ; enacted, 284 ; reconsidered, 323, 339 ; enacted, 372.
- Massachusetts boundary line**. (See Rhode Island.)
- Massachusetts Central Railroad Company**, Petition of the, for an extension of its charter, etc., 76 ; bill reported, 317, 338, 357 ; enacted, 421.
- Massachusetts Charitable Eye and Ear Infirmary**, Petition of the, for an appropriation of \$10,000, 83 ; resolve reported, 112, 124, 130, 140 ; passed, 245.
- Massachusetts Digest**, Order relative to authorizing the Secretary of the Commonwealth to furnish the cities and towns with copies of the last edition of the, 100 ; report (inexpedient to legislate), 222 ; tabled, 252 ; taken up, 268 ; accepted, 296.
- Massachusetts District Police**, Report of the chief of the, 25 ; report (S., inexpedient to legislate), 666 ; accepted, 674.
- Massachusetts Hospital Life Insurance Company**, Petition of the, for an amendment of its charter, 118 ; bill reported, 218, 242, 264, 307, 331 ; enacted, 399.
- Massachusetts Indian Association**, Petition (S.) of, to be heard in relation to the ill-treatment of Indian tribes in this country, 129 ; report, with order, 179 ; amended and order adopted, 222.
- Massachusetts Loan and Trust Company**, Petition (S.) of, for an amendment of its charter, 136 ; report (leave to withdraw), 355 ; accepted, 379.
- Massachusetts School for the Blind**. (See Perkins Institution.)
- MASSACHUSETTS SCHOOL FOR IDIOTIC AND FEEBLE-MINDED YOUTH AT SOUTH BOSTON** :
- So much of the Governor's address as relates to, 17 ; report (S. inexpedient to legislate), 607 ; tabled, 625 ; taken up, 639 ; accepted, 644.
- Report of the trustees of the, 25 ; bill (S.) reported, 537, 626, 633, 635 ; enacted, 681.
- Massachusetts Society for the Prevention of Cruelty to Animals**, Petition of the, concerning the use of salt on railway tracks by street railway companies, 71 ; report (S., leave to withdraw), 193 ; accepted, 241.
- MASTERS IN CHANCERY** : (See Assessors.)
- Order relative to the compensation of, appointed by the Supreme Judicial Court, in causes in equity, 65 ; bill reported, 218, 224, 253 ; enacted, 671.
- McManamy, Peter**, Petition of the town of Holliston to be authorized to pay a bounty to, 40 ; bill reported, 90, 96, 102 ; enacted, 156.
- McNish, Sabina**, Petition of, for State aid, 201 ; report (leave to withdraw), 269 ; accepted, 277.
- Mechanical and mercantile establishments**. (See Ten Hour Law.)

**Medford**, Petition of the selectmen of the town of, for a law authorizing said town to lay water pipes in Boston Avenue, Somerville, 24; bill reported, 79, 86, 91; enacted, 136.

**Medford Gas Light Company.** (See Malden.)

**Medical Colleges**, Order relative to legislation concerning, 206; bill reported, 328, 346, 440; new draft (bill to prohibit certain medical societies from conferring degrees), 600, 622, 623, 628; new draft, amended also in title, so as to read, "bill to except associations for medical purposes from the provisions of the general law," 646; committee of conference, 675; report accepted, 777; bill enacted, 780.

**Meats**, Inspection of. (See Beef.)

**Meigs, Joe V.** (See Elevated Railway Company.)

**Melrose Gas Light Company.** (See Malden, etc.)

**Melrose Orthodox Congregational Society**, Petition for legislation making valid certain acts of, 559; bill (S.) reported, 635, 640, 644; enacted, 666.

**Members qualified**, 4, 110, 146.

**Merchants' Co-operative Saving Fund and Loan Association**, Petition of, for a change of name, 143. (For bill reported, see Co-operative Savings Fund and Loan Associations.)

**Merchants' Insurance Company of Boston.** (See Beverly Insurance Company.)

**Meredith, Rev. R. R.** (See Election Sermon.)

**MERRIMACK RIVER:** (See Tyngsborough.)

Order relative to fishing in the, 42; bill reported, 123, 129, 140, 216; committee of conference appointed, 225; report with bill, 246; bill enacted, 284.

Petition for an extension of the time for fishing in the, 97; petitions concerning the fisheries in the, 182; report (leave to withdraw), 334; accepted, 345.

Petition for a highway and bridge across, between Bradford and Haverhill. (See Haverhill.)

Petitions relative to the repeal of all laws relating to fishing in the, 197, 220; bill (reported) to authorize the commissioners on inland fisheries to issue permits to fish in the, 335, 346, 441; enacted, 482.

Order relative to fixing the proportion of the cost of building the bridge between Deer Island and Salisbury over the, 208; report (inexpedient to legislate), 295; accepted, 308.

**MESSAGES FROM THE GOVERNOR:**

Enclosing a list of pardons granted during the year 1882, 44; report (no legislation necessary), 283; accepted, 298.

Relating to harbor and shipping interests, tabled, 134; taken up, 146; bill (S., reported), to provide for the removal of wrecks, etc., 607, 643; recommitted, 647, 698, 707, 727, 728; tabled, 735; taken up, 745, 753; enacted, 767.

## INDEX.

**MESSAGES FROM THE GOVERNOR — *Continued.***

- Concerning the Bill to incorporate the Union Safe Deposit Vaults.  
(See Union Safe Deposit Vaults.)
- Veto message returning with objections the bill making appropriations for expenses of the various charitable and reformatory institutions and for other purposes, 360; bill and message tabled, 370; taken up, 382; report of committee, 493, 508; bill failed to pass, 530.
- Order relative to printing 2,000 extra copies of last named message, 381, 392; report (ought not to be adopted), 411; order rejected, 475.
- Submitting the claims of Theodore E. Davis for compensation for services in collecting moneys due the State from the United States, 421. (See Davis, Theo. E.)
- Veto message returning with objections the bill to enlarge the jurisdiction of notaries public, 499. (See Notaries Public.)
- Veto message returning with objections the Bill to extend the charter of the Ocean Terminal Railway Dock and Elevator Company, 560. (See Ocean Terminal, etc.)
- Relative to the Agricultural College. (See Massachusetts Agricultural College.)
- Relative to an appropriation for carrying on the State Almshouse at Tewksbury, tabled, 567; taken up, 568; report (S, inexpedient to legislate), 698; accepted, 707.
- Transmitting a communication from the insurance commissioner concerning the administration of the State Department of Insurance, asking for authority to appoint an actuary to assist the commissioner and his deputy, 601. (See Insurance Commissioner.)
- Veto message returning with objections the bill to authorize the county commissioners of Plymouth County to enlarge and remodel the House of Correction at Plymouth, 660. (See Plymouth County.)
- Transmitting a copy of a joint resolution of the legislature of Tennessee in regard to the commemoration of the one hundredth anniversary of the inauguration of President Washington, 666. (See Tennessee.)
- Relative to the appointment of a committee to investigate alleged malfeasance and misfeasance in office in certain departments of the government, tabled, 682; taken up, 694. (See Malfeasance.)
- Relative to allowing certain appropriation bills to become laws by lapse of time, tabled, 689; placed on file, 706.
- Relative to the loss of the Plymouth County House of Correction bill, and bill making appropriation for State Almshouse at Tewksbury, 710; placed on file, 725.

**MESSAGES FROM THE GOVERNOR — *Concluded.***

- Message returning with objections the bill to incorporate the Brockton Real Estate Improvement Company, 718. (See Brockton Real Estate Improvement Co.)
- In regard to the finding of the bill relating to the Plymouth County House of Correction, and the bill making appropriation for the support of the Tewksbury Almshouse, 722; placed on file, 737.
- Veto message returning with objections the bill to authorize cities, towns, fire-districts, water and aqueduct companies, to hold water for sale, etc., 729. (See Water.)
- Veto message returning with objections the bill to apportion and assess a State tax of two million dollars, 782. (See State Tax.)
- Relative to adjourning the legislature to August 27, 1883, 786.
- Relative to the loss by fire of the State Workhouse at Bridgewater, 802; referred to joint special committee, 805. (For resolve reported, see State Workhouse at Bridgewater.)
- Veto message returning with objections a resolve in favor of the Clerks of the Senate and House of Representatives, 845. (See Clerks of Senate and House.)
- Messengers of the Superior Court. (See Superior Court.)
- Methodist Episcopal Church at St. Paul's Station at Lowell, Bill (S., on leave) to confirm the proceedings of the, and to change the name of said church, 670, 709, 784, 737, 740; enacted, 748.
- Middlesex Central Railroad, Petition for the sale of the, to the Boston and Lowell Railroad. (See Boston and Lowell Railroad.)

**MIDDLESEX COUNTY :**

- Petition of the county commissioners of the, for an increase of salary, 70; bill reported, 240, 258; rejected, 286.
- Order relative to the increase of salary of the assistant register of probate for the, 218; report (inexpedient to legislate), 355; accepted, 378.
- Petition (S.) of the treasurer of, for an increase of salary, 220; bill (S.) rejected in the Senate, 294.
- Middlesex District Court. (See Eastern Middlesex.)
- Middlesex North Agricultural Society, Petition relative to the taxing of the members of the, 182; report (leave to withdraw), 269; accepted, 277.
- Middlesex Railroad Company. (See Somerville Horse Railroad Company.)
- Milford, Petition relative to authorizing the town of, to raise by taxation money for a memorial building, 186; bill (S.) reported, 391, 415, 480, 486; enacted, 461.

**MILITIA :**

- So much of the Governor's address as relates to, 16; report (inexpedient to legislate), 398; accepted, 407.

**MILITIA — *Continued.***

Order relative to providing for the organization of the, into a division and the election of a major-general to be placed in command, 104; report (inexpedient to legislate), 326; recommitted, 343; report (inexpedient to legislate), 374; remonstrances against, 431; accepted, 462.

Order relative to including among the troops credited to Massachusetts the three months militia troops of 1861, 175; report (inexpedient to legislate), 283; accepted, 298.

Order relative to insuring a large attendance of the, at tours of duty required by law, also relative to allowing a larger number of enlisted men to be mustered into the service, 190; report (inexpedient to legislate), 398; accepted, 407.

Petition (S.) relative to officers of the, wearing insignia of rank, 216; report (leave to withdraw), 269; accepted, 277.

**Milk**, Order relative to preventing the adulteration of, 174, 375; bill (S., reported) relating to the adulteration of food and drugs, 754, 758, 764; enacted, 771. (See Adulterated Articles.)

**Milk Cans**, Order relative to the measurement of, 174; report (S., inexpedient to legislate), 340; accepted, 359.

**Ministerial Fund** of the Newbury part of the Byfield parish, Petition of the trustees of the, for authority to sell parsonage lot, 472, 490; bill (S.) reported, 619, 624, 628, 633; motion to reconsider lost, 635; bill enacted, 654.

**Minors**, Employment of. (See Ten Hour Law.)

**Mississippi River Commission**, Order relative to requesting the representatives in Congress to use their efforts to prohibit the employment of convict labor by the, 38; resolution reported, 251; passed, 265.

**Moderators**. (See Tellers.)

**Money penalties for crime**, Order relative to abolishing all, 175, 276; report (inexpedient to legislate), 404; accepted, 411.

**Monitors of House**, appointed, 28.

**Monson**, State Primary School at. (See State Primary School.)

**Montague**, Petition relative to confirming the proceedings of the town meeting of, 458, 473; bill reported, 542, 552; enacted, 615.

**Morning sessions** (See Hour of Meeting.)

**MORTGAGES**: (See Savings Banks, Real Estate, Personal Property.)

So much of the Governor's address as relates to the foreclosure of, 17; report (no legislation necessary), 680; accepted, 684.

Order relative to notice in cases of foreclosure of, under power of sale mortgages, 32; report (S., inexpedient to legislate), 249; accepted, 258.

Petition relative to the repeal of all the recently enacted laws concerning the taxation of, 144; bill (reported to repeal the law that

**MORTGAGES — *Continued.***

relieves money loaned on real estate from taxation), 444, 484, 509 ; rejected, 512.

Foreclosure and redemption of. (See Real Estate.)

**Municipal Corporations**, Order relative to authorizing, to empower an attorney or other person to sign documents necessary to prosecute or defend suits in court, 213 ; report (reference to the next General Court), 354 ; accepted, 378.

**Municipal courts in Boston.** (See Boston, Roxbury District.)

**Murphy, Timothy**, Petition of, for compensation for injuries received while employed on the Hoosac Tunnel, 125 ; resolve reported, 385, 434, 441, 447 ; passed, 516.

**Mutual Fire Assurance Company of Springfield**, Petition of, for an amendment to its charter, 39 ; bill reported, 157, 168, 181 ; enacted, 252 ; reconsidered, 323, 339 ; enacted, 372.

**Mystic River Corporation**, Bill (on leave) in addition to An Act relating to the, 541 ; report (ought to pass) 643, 648 ; bill substituted, 655 ; enacted, 693.

**N.**

**Nahant**, Petition relative to providing the inhabitants of, with pure water for drinking purposes, 186 ; bill (S.) reported, 455, 463, 508 ; enacted, 519.

**Names of persons changed**, Order relative to printing the, by the General Court and the probate courts, with an index of the same, 94 ; report (inexpedient to legislate), 373 ; accepted, 395.

**Nantucket**, Petition (taken from the files) relative to the establishment of a police court for, 95 ; remonstrance against the same, 132 ; report (leave to withdraw), 156 ; accepted, 168.

**Nantucket Great Ponds**, Petition for the repeal of certain special laws relating to the, 67 ; remonstrance against the same, 68 ; report (leave to withdraw), 123 ; accepted, 129.

**Nantucket Harbor**, Petition for the protection of wild fowl in, 97 ; remonstrance against the same, 97 ; report (leave to withdraw), 246 ; accepted, 252.

**Nantucket Shoals**, Petition that pilots who hold commissions for, may pilot vessels into the port of Boston, 29, 36 ; bill (S.) rejected in the Senate, 534.

**Nashua and Rochester Railroad**. (See Worcester and Nashua Railroad.)

**Natick**. (See Wellesley.)

**National taxes**, Resolution relative to the reduction of the, and the abolition of all duties except for revenue, 133 ; report (ought not to be adopted), 375 ; rejected, 412.

## INDEX.

National Tube Works Company, Petition of, for authority to increase its capital stock, 126; bill reported, 231, 242, 247, 294, 308; enacted, 325.

## NATURALIZATION:

So much of the Governor's Address as relates to, 17; bill reported extending the jurisdiction of applications for, 167, 242, 259; bill substituted and rejected in Senate, 432; report (no further legislation necessary), 680; accepted, 684.

Petition that courts of record be empowered to grant, 25; report (leave to withdraw) accepted, 246.

New Bedford Water Company, Petition relative to the incorporation of the, 202; report (leave to withdraw) recommitted, 420; bill (S.) reported, 628, 629, 633; enacted, 647.

Neglected children. (See Children.)

Net indebtedness. (See Treasurer and Receiver-General.)

Net values of life insurance policies. (See Taxation.)

## NEW BEDFORD, CITY OF:

Order relative to providing for the election of overseers of the poor by the city council of, 53; report (inexpedient to legislate), 217; accepted, 223.

Petition for authority to lay out a street over the tide water of Acushnet River in the, 465; bill reported, 534, 540; recommitted, 557; new draft, 570, 597; enacted, 627.

Petition for an amendment to the charter of the, relative to the salary of the mayor of said city, 91; bill reported, 167, 180, 195; enacted, 256.

Petition of the, for authority to issue additional water bonds, 186; bill (S.) reported, 391, 401, 408; enacted, 433.

New Bedford Co-operative Savings Fund and Loan Association, Petition of, for change of name, 159. (For bill reported, see Co-operative Savings Fund and Loan Associations.)

New England Manufacturers' and Mechanics' Institute, Petition of, for placing funds at the disposal of the Governor for the entertainment of distinguished guests, 171; report (leave to withdraw), 295; accepted, 308; recommitted, 340; resolve (S.) reported, 635, 643, 649, 654; amended, 692, 702; passed, 734.

New Hampshire, Petition relative to establishing the boundary line between the State of, and Massachusetts, 197; resolve reported, 376, 400, 433, 480, 485; passed, 538.

Newburyport and Amesbury Horse Railroad Company, Petition relative to enabling the city of Newburyport to purchase and hold additional stock in the, 182; bill reported, 327, 346, 387; enacted, 438.

Newspapers for the House, 7.

Newton, City of, Petition for an amendment of the charter of the, 37; bill reported, 68, 69, 73; enacted, 110.

## INDEX.

951

Newton, Daniel H. (See Troy & Greenfield Railroad.)

Newton Associates, Petition for an act of incorporation as the, 33 ; bill (S.) reported, 294 ; tabled, 329 ; taken up, 610, 624, 628 ; enacted, 666 ; notice from the Senate of failure to pass over the veto of Governor, 705.

Newton Mills, Petition (S.) for the passage of an act to revive the, 28 ; bill (S.) reported, 122, 130, 152 ; enacted, 178.

Newton police court, Petition of the clerk of the, for an increase of salary, 42 ; report (leave to withdraw), 230 ; accepted, 241.

Newton, Thomas F., Petition (S.) of, for compensation for military services while a member of Company D, 17th Regiment, Mass. Vols. from April 19 to July 12, 1861, 85 ; report (leave to withdraw), 166 ; accepted, 180.

Non-payment of taxes. (See Real Estate.)

Norfolk District Court. (See Central Norfolk.)

### NORMAL ART SCHOOL:

Order relative to the abolition of the, 26 ; petitions in favor of the school, 76, 82, 84, 90, 91, 129, 161 ; report (inexpedient to legislate), 166 ; accepted, 181.

Order relative to investigating the relations of the, to public education, 206 ; resolve (reported) for the encouragement of industrial art in the common schools, 335, 390, 394, 447 ; passed, 507.

Resolve (reported, in part, on the annual report of the Board of Education) to provide for leasing the Deacon House estate for the use of the, 328, 406, 457, 463 ; passed, 519.

Bill (reported, in part, on the annual report of the Board of Education) to extend the time for the transfer of land on the Back Bay in Boston for the use of the, 328, 346, 440 ; enacted, 478.

Normal School at Westfield, Resolve (reported, in part, on the annual report of the Board of Education) in favor of the, 348, 444, 456 ; re-committed, 460 ; report in a new draft, 493, 504, 517 ; passed, 560.

North Adams Fire District, Petition relative to a further water supply for the, 46 ; bill (S., reported), 489, 504, 544 ; enacted, 628.

North Attleborough Water Company. (See Attleborough.)

North Brookfield, Petition (S.) of the overseers of the poor of, relative to reimbursement for moneys paid for the support of an insane pauper, 216 ; resolve (S.) reported, 557, 626, 638, 636 ; passed, 654.

### NORTH RIVER:

Petition relative to the widening of the draws of the bridges of the Eastern Railroad, and of the bridges used for travel between Salem and Beverly over the, 70 ; bill reported, 284 ; referred to the next General Court, 299.

Order (S.) relative to fishing in, in Plymouth County, 214 ; bill reported, 371, 387, 396 ; enacted, 416.

North River flats. (See Salem.)

## INDEX.

- North Western District, Order relative to dividing the, for the administration of criminal law into two districts, one for the county of Franklin and one for the county of Hampshire, 127; report (inexpedient to legislate), 251; accepted, 258.**
- Northampton, Petition for a city charter for, 170; bill reported, 307, 320, 323, 670, 675, 696, 726; enacted, 755.**
- Northampton Lunatic Hospital. (See State Lunatic Hospital.)**
- Northborough, Petition relative to issuing additional water bonds for the town of, 332; bill reported, 455, 463, 471; enacted, 478.**
- NORTON:**
- Petition of the selectmen of, for repayment to said town of certain moneys paid into the State treasury, 91; resolve (S. reported), 282, 307, 320, 332; passed, 349.
- Petition relative to the town of, receiving funds from Cyrus Hicks, 515, 534; bill reported, 680, 683, 695; enacted, 736.
- Norwich and Worcester Railroad, Petition of the, for authority to purchase and hold shares in the capital stock of any incorporated company running steamboats in connection with its railroad in New York city, 90; bill (S. reported), 156, 169, 195; enacted, 238.**
- Notaries Public, Order relative to granting, jurisdiction in any and all counties, 209; bill reported, 317, 338, 396; enacted, 467; veto message returning bill, 501; bill failed to pass, 501.**
- Notice to mortgagors. (See Real Estate.)**

## O.

- Ocean Terminal Railroad, Dock and Elevator Company, Petition (S.) for the extension of time to complete the organization of the, 85; bill reported, 107, 113, 118; enacted, 177; reconsidered, recommitted, 243; bill reported, 383, 463, 467, 474, 528, 543; enacted, 542; veto message, 560, 604; bill failed to pass, 616.**
- Official reporter for the House of Representatives, Order relative to providing for an, 145; no report.**
- Old Colony Railroad, Petitions relative to transportation of fish on the, 37, 98; report (leave to withdraw), 288; accepted, 298. (See Savings Banks.)**
- Old Ladies' Home at Fitchburg, Petition for a charter for an, 204; report (leave to withdraw), 355; accepted, 378.**
- Old State House, Furniture used in. (See Boston, City of.)**
- Opium-eating, Order relative to the care and custody of persons addicted to the habit of, etc., 213; report (inexpedient to legislate), 646, 654, 668; accepted, 671.**
- Ordinances, Order relative to the publication of. (See Boston.)**
- Organization of House, 3, 4.**

- Outside aid, Bill (on leave) to protect recipients of, from unnecessary advertisement or exposure, 214; report (ought not to pass), 316; bill rejected, 337.
- Overseers of poor in towns, Order relative to the election of, 210; bill reported, 376, 401, 447; enacted, 620.
- Outstanding risks on marine insurance. (See Insurance.)
- Owens, John, Petition of, for State aid, 68; resolve reported, 129, 270, 299, 321; passed, 433.

## P.

- Palm-leaf fans, Order relative to furnishing members of the House of Representatives with, rejected, 726.
- Palmer, Petition for a union passenger station at, 202; report (leave to withdraw), 398; accepted, 407.
- Palmer, Adelaide E., Petition of, for State aid, 201; report (leave to withdraw), 269; accepted, 277.
- Palmer Water Company, Petition of the, for an act of incorporation, 182; bill (S. reported), 421, 479; tabled, 484; taken up, 522; ruling of the Speaker on point of order concerning, 522, 540; bill enacted, 568.
- Papers, daily, Order relative to the procuring of, for the use of the House of Representatives, 7.
- Pardons, Message from the Governor enclosing a list of, granted during the year 1882, 44; report (no legislation necessary), 283; accepted, 298.

## PARTITION OF LANDS:

- Order relative to so amending sections 47 and 55 of chapter 178 of the Public Statutes concerning the, in probate courts among tenants in common, 100; bill reported, 357, 380, 428, 439, 448, 481; rejected in the Senate, 757.
- Order relative to setting off together, or in severalty, at their election, the share of the respondent in petitions for, in the Supreme Judicial and Superior Courts, 210; bill reported, 411, 429, 439, 448, 481; rejected in Senate, 757.
- Partnership, Order relative to the attachment and sale of the interest of a member of the co-partnership in a suit against a member of a, 78; report (inexpedient to legislate), 245; accepted, 252.
- Passenger fares on Railroads. (See Railroads.)
- Passenger Pigeons. (See Pigeons.)
- Pay-roll and travel of members, committee ordered to make up, 766; report with order and schedule accepted, 837.
- Pease, Franklin, Petition of, for a seat as representative from the Fourth Franklin District, 42; report (leave to withdraw), 96; accepted, 101.
- PEDLERS' LICENSE: (See Hawkers and Pedlers.)
- Order relative to the sale of certain articles without a, 89; report (inexpedient to legislate), 138; accepted, 151.

## INDEX.

- Pepperell. Petition (taken from the files of last year) of the overseers of the poor of the town of, for reimbursement of money wrongfully paid for support of a pauper, 67; resolve reported, 112, 123, 130, 158, 294, 307, 320, 332; passed, 349.
- Percival, Gustavus, Petition for an act placing his name upon the Massachusetts quota of sailors who served in the rebellion, 537; report (leave to withdraw), 626; accepted, 682.
- Perkins, Stephen A., Petition of, and others, concerning draft money, 97; report (leave to withdraw), 391; accepted, 400.
- Perkins Institution and Massachusetts School for the Blind, Annual report of the trustees of the, 25.

**PERSONAL PROPERTY:**

- Order relative to the recording of mortgages of, 68; bill reported, 148, 158, 169, 392; enacted, 416.
- Concerning the returns of, to assessors of taxes. (See Taxation.)
- Personal injuries. (See Employés.)
- Personal estate of a married woman. (See Widow.)
- Petitions, Copies and notices of, filed in the secretary's department, placed on file, 26.

**PHARMACY:**

- Petitions to regulate the practice of, 24, 37, 41, 46, 53, 62, 68, 71, 83, 98, 108, 185; report (leave to withdraw), 874, 462; accepted, 467; motion to reconsider, 468; motion to reconsider tabled, 474; taken up, 601; motion to reconsider adopted, and report recommitted, 624; report (leave to withdraw), 697, 707, 710; accepted, 713.
- Bill (on leave) to prevent incompetent persons from conducting the business of apothecaries, 105; report (ought to pass), 698, 707; rejected, 713.
- Phoenix Brewing Company, Bill (S.) to authorize the, to manufacture ale, 584, 596, 606, 624; enacted, 639.
- Pickering, Mark, Petition of, for State aid, 30; resolve reported, 258, 270, 299, 309; passed, 507.
- Piedmont Colonization Company, Petition for an act of incorporation as the, 201; report (leave to withdraw), 334; accepted, 345.

**PIGEONS:**

- Order (S.) relative to the shooting of, 219; report (inexpedient to legislate), 355; accepted, 378.
- Order relative to amending section 7, chapter 12 of the Public Statutes relating to snaring game birds, by striking therefrom the word "passenger," 175; report (inexpedient to legislate), 826; accepted, 387.
- Pilgrim Society, Petition of, for an amendment to its charter to enable it to hold additional real and personal estate, 42; bill reported, 86, 90, 97; enacted, 214.

Pilotage, Order relative to change in the system of, 26; petitions in aid of the same, 71, 83, 103, 119, 126, 172, 184, 201, 236; remonstrance against the same, 152, 172, 184; memorial of the State of Maine relative to the subject, 187; notice of rejection of bill in the Senate, 534.

**PILOTS:**

For Nantucket Shoals. (See Nantucket Shoals; Buzzard's Bay.)

On ferry boats. (See Ferry Boats)

Order relative to, and pilotage in particular harbors and places in the Commonwealth, 175; notice of rejection of bill in the Senate, 534.

**PINE GROVE CEMETERY:** (See Whitinsville Burying Ground.)

Petition for a change of name of the, to the "Sheffield North Western Cemetery," 547; report (reference to the next General Court), 600; accepted, 612.

Petition of the, for an act of incorporation, etc., 752, 754; referred to the next General Court, 764.

Pioneer Co-operative Savings Fund and Loan Association, Petition of, for a change of name, 236. (For bill reported see Co-operative Savings Fund and Loan Associations.)

Plymouth, Petition relative to choosing a board of health and for removing nuisances in the town of, 93; bill reported, 148, 158, 169; enacted, 399.

Plymouth Co-operative Savings Fund and Loan Association, Petition of the, for a change of name, 183. (For bill reported see Co-operative Saving Fund and Loan Associations.)

**PLYMOUTH COUNTY:**

Petition for another shire town in the northern part of, 203; report (reference to the next General Court), 557; accepted, 567.

Order relative to repairing the jail and house of correction of, at Plymouth, 208; bill reported, 538, 544; amended and referred to the next General Court, 604; reconsideration, 606; enacted, 638; veto message concerning the bill tabled, 660; taken up, 697; tabled, 706; another message from the Governor concerning the bill tabled, 710; bill failed to pass, notwithstanding the objections of the Governor, 723; both messages taken up and placed on file, 725.

Petition for an increase of salary of the clerk of the First District Court of, 123; bill reported, 240, 258, 287; enacted, 349.

Points of order, 232, 259, 311, 339, 377, 422, 457, 478, 479, 484, 506, 512, 515, 522, 523, 529, 533, 558, 569, 581, 598, 629, 630, 669, 671, 693, 702, 765, 819. (See Appendix.)

**POLL TAX:** (See Voters, Women.)

So much of the Governor's address as relates to the assessment of the, 16; report (inexpedient to legislate), 138, 151, 158, 195, 225, 232; accepted, 235.

**POLL TAX — *Continued.***

- Petition relative to the assessment and apportionment of the, 197; report (S.), leave to withdraw, 473; accepted, 479.
- Order making it a penal offence for any person to pay the, of another, 31; report (S., inexpedient to legislate), 261; accepted, 286.
- Polls, Aggregates of, property, taxes, etc., as assessed May 1, 1882, 26; report (no legislation necessary) accepted, 777.
- Polls and estates, Bill (reported on a report of the deputy tax commissioner) to establish the, of the several cities and towns, 271, 287, 299; enacted, 403.
- Pollution of streams, Order relative to preventing the, by the introduction of sewage therein, 31; bill reported, 754; rejected, 758.
- Poor debtors, Order relative to repealing the laws providing for the imprisonment of, 210; report (inexpedient to legislate), 325; accepted 338.
- Potter, Richman H., Death of, announced and committee appointed to prepare resolutions, 681; report of committee, 766; resolutions adopted, 767; resolve (on leave) in favor of the widow of, 768; passed, 774.
- Poultry. (See Dressed Poultry.)
- Poultry Associations, Petitions for an act granting a bounty to incorporate, 40, 97; report (S., leave to withdraw), 239; accepted, 247.
- Powow Hill Water Company, Petition for an act of incorporation as the, 62; bill (S.) reported, 340, 430; recommitted with instructions, 434; report (ought to pass with an amendment), 474, 535; bill enacted, 556.
- Practice in Probate Courts (See Probate Courts.)
- Precepts, Speaker ordered to issue for election in 3d Hampden District, 7; in 8th Hampden District, 7.
- Primary and Reform School. (See "State Primary and Reform School.")
- Prison Point flats. (See Boston.)
- PRISON COMMISSIONERS:** (See Appropriation Bills, Reformatory Prison for Women.)
- Report of commissioners of, 69; resolve (S. reported) in favor of the State prison at Concord, 551, 633, 636; enacted, 654; report (no further legislation necessary) accepted, 637.
- Report of, in relation to county, 95; report (S., inexpedient to legislate), 443; accepted, 457.
- Prisoners, Order relative to the removal of, from houses of correction to jails, or from jails to houses of correction, 207; report (inexpedient to legislate), 316; accepted, 330.
- PRISONS:**
- Committee on, authorized to visit, 32; committee authorized to make final report in print, 780; report (S.) accepted, 839.

**PRISONS — *Continued.***

Order (S.) relative to the investigating of the management of, 192, 216; bill (S., reported in part), abolishing the office of treasurer and steward of the reformatory prison for women, 757, 768, 765; enacted, 776.

Private detectives, Order relative to licensing all persons who act as, 211; report (inexpedient to legislate), 373; accepted, 395.

Probation officers, Order relative to the appointment and duties of, 213; report (inexpedient to legislate), 392; accepted, 400.

**PROBATE COURTS: (See Partition of Lands.)**

Order relative to compensation for extra clerical assistance in the, 43; report (inexpedient to legislate), 106; accepted, 113.

Order relative to the allowance of amendments of reasons of appeal from orders and decrees of, 27; bill reported, 96, 102, 107; rejected, in the Senate, 726.

Order relative to giving, original and exclusive jurisdiction of petitions for divorce and nullity of marriage, 44; bill reported, 342, 401, 475, 479; rejected in the Senate, 568.

Order relative to regulating the practice of, in cases not now expressly provided for by law, 72; report (inexpedient to legislate), 246; accepted, 252.

**Prohibitory Law. (See Intoxicating Liquors.)****PROROGATION:**

Order relative to appointing a committee to consider and report best method of finishing business now before the Legislature, 650; report (in part) with order that all committees except Public Charitable Institutions, be requested to report on all matters before them on or before Friday, June 1, adopted, 670; report (in part) with order, that all joint committees except Public Charitable Institutions report reference to the next General Court on matters remaining in their hands Tuesday, June 19, adopted, 736, 745, 747.

Report (in part) with order, that committee be appointed to request Governor to prorogue the Legislature from June 26 to Aug. 27, adopted, 763, 776; committee appointed, 779; report of committee, 781; message from the Governor relative to the subject, 786.

Order relative to committee on, being requested to make a final report on the matter referred to them on Friday morning, June 29, 1883, 775; rejected, 776.

Order relative to the appointment of a committee to wait on the Governor and request, until Tuesday next preceding the first Wednesday of January next, 775; ruled out, 776.

Order relative to, 795, 800; rejected, 818.

Resolutions (on leave) relative to, indefinitely postponed, 829.

## INDEX.

**PROROGATION**— *Continued.*

Order relative to appointing a committee to wait on the Governor and request an immediate, 889, 848; report of committee on, 848.

**Protection of Voters.** (See *Voters.*)

**Provincetown**, Petition (S.) relative to the town of, building a wharf and issuing bonds to pay for the same, 221; report (reference to the next General Court), 314; accepted, 330.

**Provincial Laws**, Order (S.) that the committee on Printing consider the expediency of printing 100 copies of Vol. II. of the, 556; resolve (S.) reported, 647, 698, 708, 716; passed, 739.

**Proxies**, Order (S.) relative to, 219; report (inexpedient to legislate), 370; accepted, 386.

**Prushan Rubber Company**, Petition of the, for a change of name, 634; bill reported, 647, 655, 670; enacted, 693.

**Public Administrators**, Bill (S.) relative to the payment by the treasurer of the Commonwealth of funds received from, 646, 738, 744, 753, 768; enacted, 774. (See *Administrators.*)

**Public buildings**, Petition relative to ventilation of the, belonging to the State, 202, 239, 640; report (reference to next General Court), 667; accepted, 673.

**PUBLIC CHARITABLE INSTITUTIONS:**

Committee on, authorized to visit, 44; committee on, authorized to sit during daily sessions of legislature, 628.

Report of committee on, recommending the adoption of an order for a committee to sit during the recess and consider various subjects, 708, 716; order adopted, 727; committee appointed on the part of the House, 843; Order (S.) relative to committee sending for persons and papers and employing a stenographer, 780.

Order relative to the committee on, sitting during the recess of the legislature for the purpose of investigating the management of the Tewksbury almshouse, 774; rejected, 775.

Order relative to instructing committee on, to report forthwith, 775, order tabled, 776; taken up and substitute order relative to closing hearings on or before Friday, July 13, adopted, 795, 796.

Order (S.) relative to committee on, sitting during the recess, finishing the Tewksbury investigation and reporting to the next legislature, 779; adopted, 781.

Order relative to the, hearing any evidence offered by the Governor and allowing any member of said committee to put any question to a witness in the Tewksbury investigation, 808; rejected, 816.

Bill relative to the employment of members of families in, 828; tabled, 829; taken up (leave to introduce the bill refused), 835.

**Public Health** in the city of Boston. (See *Boston.*)

**Public Lands Funds.** (See *Treasurer and Receiver-General.*)

**Public Libraries.** (See *Libraries.*)

## INDEX.

959

### PUBLIC SCHOOLS:

- Petition for legislation providing a penalty for not maintaining a suitable number of, in certain towns, 62; report (S., leave to withdraw), 178; accepted, 195.  
Order relative to teaching single-entry bookkeeping in the, 144; bill reported, 282, 309; rejected, 329.  
Order relative to compelling all cities and towns to supply, free of charge, to the pupils in the, the text-books used in the study of the common English branches, 77; bill rejected in the Senate, 256.  
Petitions relative to the use of hand tools in the, 197, 235; bill reported, 342, 396; rejected, 399; motion to reconsider lost, 404.  
Order relative to providing that the State board of education prescribe a uniform series of text-books for use in all, 206; report (S., inexpedient to legislate), 314; accepted, 330.

Public Worship, 9.

## Q.

- Qualification of members, 4, 10, 45.  
Qualification of voters. (See Voters.)

### QUANNAPOWITT WATER COMPANY:

- Petition of the, for authority to change its name and issue bonds, etc., 48; bill (S.) reported, 391, 401, 474, 479; enacted, 506.  
Petition (S.) of the, for confirmation of contract with inhabitants of the town of Stoneham, 166; bill (S.) reported, 333, 346, 380; enacted, 403.  
Question of privilege in regard to right of Mr. Mellen of Worcester to propound questions to witness before committee on Public Charitable Institutions, 805.  
Questions of order. (See Points of Order.)  
Quincy Avenue Bridge. (See Braintree.)  
Quincy Water Company, Petition of, for an act of incorporation, 103; bill (S.) reported, 516, 536, 545; enacted, 568.  
Quorum of House. (See House of Representatives.)

## R.

### RAILROAD COMMISSIONERS:

- Annual report of the, 40; bill (S. reported in part) concerning the bonds of railroad companies, 155; enacted, 178; report (no legislation necessary), 342; accepted, 358; recommitted in concurrence, 699; Bill (S.) reported, to incorporate the Hoosac Tunnel Railroad Company and to provide for a consolidated line of railroad from Boston, etc., indefinitely postponed in the Senate, 776.  
Order relative to giving to, supervision over steamboats, 189; report (inexpedient to legislate), 356; accepted, 386.

Railroad fares. (See Railroads.)

Railroad and Steamboat Police, Order relative to the appointment and tenure of office of, 175; bill reported, 295, 309, 339; enacted, 403.

Railroad crossings. (See Grade Crossings.)

RAILROADS: (See Color-blindness, Accidents.)

So much of the Governor's address as relates to, 17; report (no legislation necessary), 342; accepted, 359.

Order (S.) relative to the leasing of, or contracting between railroad corporations whose roads connect with or enter upon each other, 73; report (inexpedient to legislate), 194; accepted, 223.

Order relative to the approval of bonds of railroad companies, 116, 121; report (inexpedient to legislate), 398; accepted, 407.

Order relative to the issuing of bonds of railroad companies for a term of 30 years or longer, 162; report (inexpedient to legislate), 370; accepted, 386.

Order relative to providing that no train of cars on, shall enter or pass a passenger station while another train is discharging or receiving passengers at the same station, 104; report (S., inexpedient to legislate), 347; recommitted, 373; rejected in the Senate, 433.

Order relative to prohibiting the charging of excessive, exorbitant and unusual rates to passengers on, who have not provided themselves with tickets, 109; bill reported, 194, 242, 247; enacted, 293.

Order relative to preventing, from compelling women to ride in smoking-cars, 189; report (inexpedient to legislate), 276, 296, 307; bill substituted, 318, 345, 435; resolve (S.) substituted, 510, 536, 541; passed, 556.

Order relative to compelling, to supply a sufficient number of brakemen on freight trains, etc., 189; report (inexpedient to legislate), 276, 296; accepted, 308.

Order relative to compelling certain, to carry passengers at a rate of fare not exceeding two cents per mile, 189; report (inexpedient to legislate), 326; accepted, 337.

Order relative to compelling, to maintain a flagman at every public highway crossed by said corporation, 189; report (inexpedient to legislate), 276, 296; tabled, 307; taken up, 403; accepted, 475.

Order relative to protecting the lives of passengers on, by preventing interference with cars or other property of a railroad corporation, 208; report (inexpedient to legislate), 283; accepted, 298; motion to reconsider adopted and report tabled, 303; taken up, 324; report accepted, 337.

Order relative to improper conduct on, steamboats, and other public conveyances, 175; bill (S.) reported, 323, 344, 357, 380, 408; enacted, 444.

**RAILROADS—Continued.**

Order (S.) relative to the committee on, being joined with the Hoosac Tunnel committee to consider legislation relative to a disposition of the Hoosac Tunnel and Troy & Greenfield Railroad, 743; rejected, 745.

**Rand, Avery and Company.** Petition of, regarding certain balances due them under their contract for State printing, 113, 128; resolve (S.) reported, 414, 445, 463, 471; passed, 478.

**Rate of Interest.** (See Interest.)

**REAL ESTATE:**

So much of the Governor's address as relates to foreclosure of mortgages of, 17; report (no legislation necessary), 680; accepted, 684.

Order relative to amending section 58 of chapter 12 of the Public Statutes, in regard to the sale of, by cities and towns for non-payment of taxes, 94; report (inexpedient to legislate), 305; accepted, 319; reconsideration, bill substituted, 324, 346, 380; enacted, 438.

Order relative to compelling mortgagees of, to give notice to mortgagors when possession is taken by peaceable entry, 190; report (inexpedient to legislate), 315, 336, 343; bill (substituted) in relation to the foreclosure and redemption of mortgages, 358, 457, 517; enacted, 713; rejected in the Senate, 739.

Order relative to the redemption of, sold for non-payment of sewer assessments, 212; bill reported, 414, 435, 447; enacted, 506.

Order relative to authorizing a creditor of a fraudulent grantor of, to seize and sell the grantee's right of redemption, 219; referred to next General Court, 243.

Order relative to actual notice in cases of open and peaceable entry to foreclose mortgages of, 154; report (inexpedient to legislate), 315, 336, 343; accepted, 358.

**Reasons of appeal.** (See Probate Courts.)

**Receivers of insolvent corporations.** (See Treasurer and Receiver-General.)

**Reconsideration.** Rule 15 relating to clerk retaining papers until the right of, has expired, suspended, 764.

**Record commissioner.** Petition relative to the appointment of a, for the various cities and towns, 132; report (reference to the next General Court), 327; accepted, 397.

**Records and documents in the State Department.** Order relative to the, 163; report (inexpedient to legislate), 373; accepted, 434.

**Recount of ballots.** (See Ballots.)

**Redemption of Real Estate.** (See Real Estate.)

**REFORMATORY PRISON FOR WOMEN:** (See Prisons, State Prison.)

Annual Report of the commissioners of prisons on the, 28. (For report see Prison Commissioners.)

**REFORMATORY PRISON FOR WOMEN—Continued.**

- So much of the Governor's address as relates to the, at Sherborn, 17; report (inexpedient to legislate), 316; accepted, 337.
- Order (S.) relative to the ventilation of the, 121; resolve (reported and on the annual report of the Commissioners of Prisons) to provide for the better protection of the, from fire, 384, 521, 544, 552; passed, 620.
- Appropriations for salaries and expenses at the. (See Appropriation Bills.)
- Appropriations for expenses in connection with removing prisoners from the. (See Appropriation Bills.)
- Bill (reported, in part, on an order relative to the management of prisons), abolishing the office of treasurer and steward of the, 757, 763, 765; enacted, 776.
- Reform School. (See State Primary and Reform School.)
- Reformatory for Male Prisoners, Petition for the establishment of a, 24; report (reference to the next General Court), 398; tabled, 474; taken up, 610; tabled, 625; taken up, 640, 644, 648; referred to the joint special committee to sit during the recess, 763.
- Registers of deeds, Abstracts of returns of, 25; report (no legislation necessary) accepted, 246.
- Registration of births, marriages and deaths, Report of, 25; report (no legislation necessary), 397; accepted, 406.
- Registration of women. (See Women.)

**REGISTRATION OF VOTERS:**

- Order (S.) relative to removing all unnecessary restrictions upon the right to vote by changing the laws in regard to the, 35; report (inexpedient to legislate), 637; accepted, 637.
- So much of the Governor's address as relates to, 16; report (inexpedient to legislate) accepted, 637.
- Registry of births, marriages and deaths. (See Transportation of Dead Bodies.)
- Religious instruction, Order relative to providing that inmates of state institutions be not coerced into attending, obnoxious to their conscience, 120; report (inexpedient to legislate), 588, 605; accepted, 611.
- Religious rights of minors under guardianship, Order relative to preventing guardians or those having custody of children from interfering with the, 177; report (inexpedient to legislate), 383, 462; tabled, 470; taken up, 482; accepted, 503.
- Renfrew Manufacturing Company, Petition of the, for leave to increase its capital stock, 533, 537; bill reported, 553, 558, 567; enacted, 627.

**REPRESENTATIVES CHAMBER:**

- Order relative to providing better ventilation for the, 43 ; report, with order, 139 ; report accepted and order adopted, 151 ; order referred to committee on State House, 192 ; report (inexpedient to legislate), 667 ; accepted, 673.
- Motion relative to the ventilation of the, 506 ; adopted, 509.
- Order relative to opening windows of the, adopted, 725.
- Order relative to the use of, for the arguments of counsel on the investigation of the Tewksbury Almshouse, rejected, 823.
- Residence of tax payers. (See Assessors.)
- Residence of voters. (See Voters.)
- Resignation of a member of the House, 843.
- Resignation of Justices of Superior and Supreme Courts. (See Judges.)
- Returns by corporations of acceptance of certain acts or resolves. (See Corporations.)
- Returns of births. (See Births.)
- Returns of votes for granting liquor licenses. (See Intoxicating Liquors.)
- Revere Water Company, Petition of, for authority to contract with the town of Revere to supply water, etc., 559 ; report (leave to withdraw), 642 ; accepted, 648.
- RHODE ISLAND :**
- Bill (S.) establishing the northern boundary line of, between said State and Massachusetts, 294, 342, 359, 387 ; enacted, 416 ; reconsidered, 522 ; enacted, 542.
- Bill (S., reported, in part, on the report of the Harbor and Land Commissioners) to define the boundary line of tide water between the Commonwealth of Massachusetts and the State of, and Providence Plantations, 410, 430, 436 ; enacted, 461.
- Richardson Brook. (See Lowell.)
- Richmond Iron Works, Petition (S.) for ratification of acts of the president and treasurer of the, 216 ; report (S., leave to withdraw), 398 ; accepted, 407.
- Rights of way, Order relative to having definitely located, or discontinued, 155 ; report (inexpedient to legislate), 305 ; accepted, 319. (See Highways.)
- ROAD COMMISSIONERS :**
- Order relative to amending section 74 of chapter 27 of the Public Statutes, in relation to the election of, by towns, 93 ; report (inexpedient to legislate), 138 ; accepted, 151.
- Order relative to amending the law concerning the choosing of, 209 ; report (inexpedient to legislate), 341 ; accepted, 358.
- Roads and Bridges, Committee on, authorized to visit such places as they may deem necessary, 101.
- Roll calls, 453, 463, 494, 656.

**Rousing-bells, Petition for a law authorizing manufacturers to ring, at such hours as municipal officers shall designate,** 92, 98, 103, 106, 108, 114, 119, 123, 125, 137, 161, 178, 193; bill (S.) reported, 322, 346, 413; enacted, 421.

**Rowe, Resolve (S., reported on the petition of Daniel H. Newton and others) authorizing the Governor and Council to lease certain lands in,** 551, 595, 606; passed, 642.

**Roxbury District Court, Petition of the justice of the, for an increase of salary,** 187; report (leave to withdraw), 257, 265; accepted, 271.

**Roxbury Home for Children and Aged Women, Petition (S.) for an amendment of the charter of the,** 28; bill reported, 122, 130, 152; enacted, 177.

**RULES AND ORDERS:**

Of House of 1882, adopted, 7; joint, of legislature of 1882, adopted, 8.

Order relative to preparation of book containing lists of committees, etc. (See Committee Lists.)

Order relative to preparing, for government of House, 7; report, in part, accepted, 15; further report, 28; accepted, 33.

Order (S.) relative to preparing joint, 8; report, in part, accepted, 16; further report, 35, 36; accepted, 40.

House Rule, No. 31, amended, so as to provide for final reports of all committees before second Wednesday in March, 219.

**Rulings of Speaker.** (See Appendix.)

**S.**

**Sale of water by cities, towns, etc.** (See Water.)

**SALEM, CITY OF:**

Petition that the, be authorized to take certain flats lying in North River for the abatement of a nuisance, 93; bill (S.) reported, 588, 599, 607; enacted, 627.

Petition relative to taking Bowker's Dock in the, for the abatement of a nuisance, 202; report (leave to withdraw), 420; recommitted, 420; remonstrances against, 465; report (leave to withdraw), 489; accepted, 504.

**Sales of goods on the instalment plan.** (See Instalment Plan.)

**Salt, Petitions relative to preventing the use of, or any article of a decomposing nature, upon the tracks of street railroads,** 71, 98; report (S., leave to withdraw), 193; accepted, 224.

**Saturday sessions.** (See Hour of Meeting.)

**SAVINGS BANKS:**

Annual report of the board of commissioners of, 214.

Order relative to further legislation in regard to, and institutions of savings, 53; bill (to extend the time within which savings banks may sell real estate, etc.), reported, 304, 320, 339; enacted, 372.

**SAVINGS BANKS—*Continued.***

- Order relative to allowing, to invest and hold as collateral security, five per cent of their deposits in the stock of any one bank, and to limit their investment in bank stock to twenty-five per cent of their deposits, 115; remonstrance against the same, 182; bill to limit the investments of, etc., in the stock of banks and banking associations, reported, 357, 457, 461, 520, 555, 558, 635; enacted, 647.
- Order relative to repealing in whole or in part, an act to limit the investments of, and institutions for savings, in the stock of banking associations, 132; report (inexpedient to legislate), 295; accepted, 308.
- Order relative to fixing the limit of deduction from tax of, 133; report (S., inexpedient to legislate), 293; accepted, 308.
- Order relative to the sale of real estate held by, and other institutions for savings, under foreclosure of mortgage, etc., 154; report (inexpedient to legislate), 355; accepted, 378.
- Order relative to reducing to less than five per cent., the guarantee fund of, etc., 188; report (inexpedient to legislate), 275; accepted, 286.
- Order relative to requiring, to keep their accounts so that a comprehensive knowledge may be obtained of the amounts and sums deposited by the wage-workers of the State, 205; order (S.) relative to additional legislation regarding the annual reports of treasurers of, 214; bill reported, 317, 331, 335, 510, 517, 544; rejected, 555; motion to reconsider lost, 556.
- Order (S.) relative to deposits, loans and investments by, 214; report (inexpedient to legislate), 370; accepted, 386.
- Petition (S.) of the Old Colony Railroad Company relative to a change respecting investments which may be made in, etc., 216; bill (S.) reported, 482, 456, 481; enacted, 490.
- Bill (reported on petition of the Cape Cod Five Cents Savings Bank) to extend the time within which, may sell certain real estate, etc., 304, 320, 339; enacted, 372.
- Bill (S., on leave) in addition to an act to extend the time within which, etc., may sell certain real estate, 667; bill (S.) reported, 679, 683, 696; enacted, 726.
- Sawin, John William Robert, Petition of the guardian of, for state aid for said Sawin, 201; resolve reported, 342, 428, 435, 447; passed, 519.
- Scallops, Petition relative to the catching of, in the waters of Buzzard's Bay, 182; report (leave to withdraw), 295; accepted, 308.
- School committee, Women voting for. (See Women.)
- Schools. (See Public Schools.)
- Scudder, Daniel. (See Barnstable Savings Bank.)
- Seats drawn, 28.
- Second Worcester Representative District. (See Harris, Joel W.)

**Secret ballots.** (See Ballots.)

**Secretary of Board of Education.** (See Education.)

**Secretary of Board of Agriculture.** (See State Board of Agriculture.)

**SECRETARY OF THE COMMONWEALTH:**

Votes for, committee on, 8; report accepted, 11.

Order relative to fixing the salary of the third clerk in the department of the, 115; bill reported, 270, 298, 309; enacted, 372.

Securities in the hands of the Treasurer and Receiver General. (See Treasurer and Receiver General.)

Selectmen, town clerks or moderators. (See Tellers.)

Senate, notified of organization of House, 6; organization of, 6.

**SERGEANT-AT-ARMS:**

Election of, 6; notified, 8.

Bill (on leave), relating to the salary of the, referred to the next General Court, 827, 829, 838.

Resolve (on leave) in favor of the, referred to the next General Court, 837; reconsideration, 839; resolve passed, 844.

Resolution of thanks to, 843.

**Sewer assessments.** (See Real Estate.)

**Shade trees.** Order relative to purchasing, standing near the highway, of the owners of the land abutting thereon, with the right of preserving and maintaining the same, 205; report (inexpedient to legislate), 295; accepted, 308.

**Shanly, Walter.** Petition of, for compensation for work done on the Hoosac Tunnel, 52; resolve (S.) reported, 752, 756, 758, 760, 765, 768; passed, 771; resolve returned to the Senate with objections of the Governor, and rejected in that branch.

**Sharon Water Company.** Petition for an act of incorporation as the, 42; bill (S.) reported, 402, 476, 536; enacted, 568.

**Shawsheen River.** (See Andover, Cambridge, Boston.)

**Shepard, Rev. Thomas.** Order (S.) relative to printing 500 copies of a sermon preached by, 117; rejected, 128.

**Sheep.** (See Dogs.)

**Sherborn Prison.** (See Reformatory Prison for Women.)

**Sheriffs.** Abstracts of returns of, 25; report (no legislation necessary), 305; accepted, 319.

**Ships, Taxation of.** (See Taxation.)

**Sinking funds of cities and towns.** Order relative to the collection or enforcement of securities in which, are invested, 127; report (inexpedient to legislate), 404; accepted, 434.

**Sixth Norfolk District.** (See Hobart, Francis A.)

**SMELETS:**

Petition relative to the taking of, in a seine or net, in the counties of Bristol, Barnstable or Dukes County, 76; report (leave to withdraw) accepted, 123; accepted, 129.

**SMELETS — *Continued.***

Petition (S.) relative to prohibiting persons from having, in their possession at certain times, 220; report (leave to withdraw), 334; accepted, 345.

Snaring game birds. (See Pigeons.)

Small pox. (See Board of Health.)

Social and industrial statistics. (See Statistics.)

Society for the Relief of Widows and Orphans of Deceased Clergymen of the Protestant Episcopal Church, Petition of, for authority to hold additional real and personal estate, 33; bill (S.) reported, 164, 180, 195; enacted, 238.

Soldiers' Home, Petition of trustees of, for a grant of \$10,000, 172; petitions in aid of same, 172, 201, 221, 229; resolve reported, 383, 415, 435, 481; passed, 507.

Soldiers' licenses, Petition for the removal of the restrictions on the sale of jewelry by holders of, 93; report (leave to withdraw), 156; accepted, 168.

Soldiers' Messenger Corps. (See Disabled Soldiers' Employment Bureau.)

**SOMERVILLE, CITY OF: (See Medford.)**

Petition of the justice and clerk of the police court of the, for increase of salaries, 110; report (leave to withdraw), 230; accepted, 241.

Petition relative to authorizing the board of aldermen of the, to construct and maintain a common sewer in said city, 174; bill (S.) reported, 391, 401, 408; enacted, 433.

Bill (on leave) to incorporate the Broadway Congregational Church in, 776; enacted, 780.

**SOMERVILLE HORSE RAILROAD COMPANY:**

Petition of the, for an act removing the limitations of the term of its existence to fifty years, 33; bill reported, 79, 86, 91; enacted, 136; reconsidered, 215; new draft, 240, 254, 259; enacted, 814.

Petition of the, the Middlesex Railroad Company, Union Railway Company, and Cambridge Railroad Company, for confirmation of certain contracts made between them, 111; bill (S.) reported, 260, 271, 299; enacted, 349.

Somerville Wharf and Improvement Company, Petition (S.) of the, for an extension of time in which to organize, 137; bill (S.) reported, 282, 309, 321; enacted, 336; notice from Senate (failure to pass over the Governor's veto), 516.

Sorghum. (See Beets.)

South Abington, Petition of the town of, to take water from ponds within its borders, 37; bill (S.) reported, 371, 462, 520; enacted, 542.

**SOUTH BERKSHIRE, DISTRICT COURT OF: (See Housatonic District Court.)**

Bill (on leave) to establish a, 191; report (ought not to pass), 405; rejected, 412.

## INDEX.

**SOUTH BERKSHIRE, DISTRICT COURT OF — *Continued.***

Petition relative to the removal of the justice of the, 203; report (leave to withdraw), 404; accepted, 412.

**Southern Middlesex**, Petition for an increase of salary of the clerk of the first district court of, 187; bill reported, 263, 287; rejected 307.

**South Pocasset Cemetery Association**, Petition for legislation confirming the doings of the, referred to the next General Court, 736, 755

**Sparring**, Order relative to preventing public exhibitions of, in this Commonwealth, 211; report (inexpedient to legislate), 325; accepted, 338.

**Sparrows, English**, Order relative to the extermination of the, 38; petitions relative to same, 102, 130; bill (S.) reported, 239, 254, 266; enacted, 293.

**Spaulding, Stillman C.**, Petition of, for arrears of State aid, 68; resolve reported, 167, 270; recommitted, 275, 329; report (ought not to pass), 375; resolve rejected, 388.

**SPEAKER:**

Elected, 5.

Resolution of thanks to the, 840.

**Spectators from court rooms**, Bill (S.) to authorize the exclusion of, during the trial of certain causes, 128; report (ought not to pass), 157; bill rejected, 169.

**Spencer Water Company**, Petition (S.) of the, for an amendment of its charter, 38; bill (S.) reported, 122, 130, 152; enacted, 177.

**SPRINGFIELD, CITY OF:**

Petition for an amendment of the charter of the, 113; bill reported, 167, 194, 224; enacted, 268.

Petition (S.) for an amendment of the charter of the, respecting the appointment and removal of police officers, 165; report (S., leave to withdraw), 303; accepted, 319.

Bill (S.) to relieve the, and the towns of West Springfield and Agawam from certain forfeitures, 413, 459, 471, 481; enacted, 490.

**Springfield Co-operative Saving Fund and Loan Association**, Petition (S.) of the, for a change of name, 216. (For bill reported see Co-operative Saving Fund and Loan Associations.)

**ST. MARY'S INFANT ASYLUM IN BOSTON:**

Order (S.) relative to applying the provisions of sect. 21 of chap. 84 of the Public Statutes, to deserted and destitute children, 192; petition relative to same, 193; bill (S., reported) relative to indigent and neglected children, 490, 539, 569, 606; enacted, 654; reconsidered, amended, 683; enacted, 706.

Report (S., leave to withdraw) on a petition relative to the, 438; laid aside, 478.

**State arsenal and camp ground**, Report (S.) of the committee on Military Affairs on the, accepted, 646.

**STATE BOARD OF AGRICULTURE:**

Petition for an increase of salary of the secretary of the, 159; remonstrance against the same, 235; bill (S.) reported, 466, 539, 544, 605; enacted, 620.

Thirtieth annual report of the, 622; report (S., inexpedient to legislate) accepted, 680.

Order relative to printing 3,000 additional copies of the report of the, 629; adopted, 634; resolve reported, 647, 669, 674, 713; passed, 734.

State Board of Education. (See Education.)

**STATE ALMSHOUSE AT TEWKSBURY:**

Annual report of the trustees of the, 25.

Appropriations for the. (See Appropriation Bills.)

Order that the committee on Public Charitable Institutions reserve seats for members of the House at all hearings concerning, etc., 499.

Petition of superintendent for an appropriation of \$3,500, 41; resolve reported, 317, 328, 346, 455; passed, 556.

Petition of the trustees of, for an appropriation of \$4,000, 131.

Message from the Governor relative to an appropriation for, laid on the table, 567; taken up, 568; report (inexpedient to legislate), 698; accepted, 707.

Committee on Public Charitable Institutions authorized to investigate the management of, etc., 145; order relative to authorizing committee to sit during recess, 774; rejected, 775; report of committee, 826, 828, 830; accepted, 831.

Message of the Governor concerning the, tabled, 689; placed on file, 706.

Order relative to visiting the, 641, 645, 649.

Message of Governor concerning loss of bill making appropriation for the, 710; placed on file, 725.

Order that the committee which sits during recess examine method of keeping accounts at the, etc., 827; tabled, 829; taken up and adopted, 834.

Bill concerning the disposition of the bodies of deceased State paupers at the, 828; tabled, 829; taken up, 835; referred to the next General Court in the Senate, 836.

Resolutions (on leave) relative to the, and the prorogation of the Legislature, indefinitely postponed, 829.

Order relative to reprinting the evidence and arguments in the matter of the investigation of the, 830; report (inexpedient to legislate) accepted, 840.

Bill (on leave) concerning the appointment of superintendent and resident physician at the, 831, 835, 836; enacted, 844.

State Board of Arbitration. (See Arbitration.)

## INDEX.

**STATE BOARD OF HEALTH:** (See Health, Lunacy and Charity; Boards of Health.)

Order relative to making the, consist of one person from each congressional district, and in regard to its duties, 188; report (inexpedient to legislate), 374; accepted, 386.

**State Census.** (See Census.)

**State charitable and penal institutions, Trustees of.** (See Trustees, etc.)

**State Department, Records and Documents in the.** (See Records.)

**State Directors of Boston & Albany Railroad.** (See Boston & Albany Railroad.)

**STATE HOUSE:**

Order relative to lighting the House of Representatives or any other portion of the, 115, 304.

Order relative to cost of repairs on, since 1863, 209; rejected in the Senate, 243.

Resolve (S.) providing for repairs and improvements in the, 743, 746, 753, 756; passed, 768.

**STATE INDUSTRIAL SCHOOL AT LANCASTER:**

Appropriations for the. (See Appropriation Bills.)

Bill (on leave) relating to the (leave to introduce refused), 800.

**State library, Annual report of the librarian of the,** 101; report (S., no legislation necessary), 397; accepted, 406.

**STATE LUNATIC HOSPITAL:**

At Northampton, Annual report of the, 25; report, reference to the committee to sit during recess, 708.

At Taunton, Annual report of the, 25; resolve reported, 112, 148, 158, 169, 268, 314; report, reference to committee to sit during recess, 708.

At Worcester, Annual report of the, 25; report, reference to the committee to sit during recess, 708.

**State Normal Art School.** (See Normal Art School.)

**State Normal School at Bridgewater,** Resolve (S., reported in part on the annual report of the Board of Education) in favor of the, 348, 406, 435, 441; passed, 467.

**State Normal School at Framingham,** Resolve (S., reported in part on the annual report of the Board of Education) in favor of the, 645, 698, 708, 710; passed, 727.

**State primary and reform schools,** Annual report of the trustees of, 25; resolve (reported) in favor of the State Primary School at Monson, 421, 440, 448, 457; passed, 467.

**STATE PRIMARY SCHOOL AT MONSON:**

Petition relative to the construction of a reservoir at the, 143, 165; report (leave to withdraw), 708; accepted, 716. (See State Primary and Reform Schools.)

Appropriations for the. (See Appropriation Bills.)

**STATE PRISON:** (See Prisons.)

So much of the Governor's address as relates to the old, at Charlestown, and the State prison at Concord, 17; report (no legislation necessary), 428; tabled, 476; taken up, 610; accepted, 619.

Order (S.) relative to the sewage and ventilation of the, at Concord, 122; resolve (S.) reported, 333, 384, 448, 504; enacted, 584.

Petition (S.) relative to the manufacture of soft and stiff wool and felt hats in the, 165, 170, 183; bill (S.) reported, 444, 471, 504, 636, 644, 649; enacted, 671.

Order (S.) relative to the better protection of, and jails from fires, 178.

Bill relating to the salaries of officers of the, and the Reformatory Prison for Women at Sherborn, leave asked to introduce the, 602; leave granted, 608; bill referred to the next General Court, 610.

Resolve (on leave) in favor of the, at Concord, 801, 818; resolve (S.) reported, 823; passed, 825.

Appropriations for the. (See Appropriation Bills.)

Order (S.) relative to disposition of property in possession of warden of the, when the office held by him becomes vacant, 192, 216; report (S., inexpedient to legislate), 261; accepted, 271.

**STATE REFORM SCHOOL AT WESTBOROUGH:**

Report of the trustees of the, 25; bill (S.) reported, 728, 744, 751, 753; referred to the committee to sit during the recess, 755.

Appropriations for the. (See Appropriation Bills.)

**STATE TAX:**

Bill to apportion and assess a, of two million dollars, 746, 753, 756; enacted, 771; returned with objections of the Governor, 782; bill failed to pass, 792.

Order relative to instructing the committee on Finance to report a bill to apportion and assess a State tax of not more than one million five hundred thousand dollars, 794; bill (reported) to apportion and assess a State tax of \$1,500,000, 801, 818, 819, 820; enacted, 824.

Apportionment of the. (See Deputy Tax Collector.)

**STATE WORKHOUSE AT BRIDGEWATER:**

Annual report of the trustees of the, 25.

Petition (S.) of the trustees of the, relative to the purchase of new steam boilers for said institution, 217; resolve reported in part on the report of the Board of Health, Lunacy and Charity, 348, 406, 412, 490; passed, 438.

Order relative to abolishing the, 208; report (S., inexpedient to legislate), 410; accepted, 429.

Message of the Governor relative to the destruction of the, by fire, 802, 805; resolve reported, 824, 826, 828, 836; passed, 844.

Resolve (S., on leave) in relation to the, 836; passed, 844.

**STATE WORKHOUSE AT BRIDGEWATER—*Continued.***

Bill making appropriation for salaries and expenses at the, 539. (See *Appropriation Bills.*)

**STATISTICS: (See *Vital Statistics.*)**

Resolve (S., on leave) providing for the distribution of the abstract of the social and industrial, of the Commonwealth, 73; resolve (S.) reported, 122, 130, 148, 158, 169; passed, 229.

**Steam engineers.** Order (S.) relative to establishing a board of examiners of, 228; report, (inexpedient to legislate), 305; accepted, 320; acceptance reconsidered, and report recommitted, 324; report (reference to next General Court), 411; accepted, 475.

**Steamboats.** (See *Railroad Commissioners.*)

**Stenographer for Essex County.** (See *Essex County*)

**Stolen property.** Petition relative to the detention and care of, found in the possession of persons arrested, 72; report (leave to withdraw), 106, 112; accepted, 140.

**Stoneham.** Petition for an act authorizing the town of, to pay certain bounties, 108; bill reported, 328, 338, 396, 439; enacted, 461. (See *Quannapowitt Water Co.*)

**STREET RAILWAY CORPORATIONS:**

Order relative to compelling, to keep closed, by gates or other means, the forward platform of their cars during travel, 109; report (inexpedient to legislate), 246; accepted, 252.

Order relative to the use of the tracks of one, by another, 208; report (inexpedient to legislate), 263; accepted, 271.

Order (S.) relative to extending the provisions of the law relative to bonds and mortgages of railroad companies to, 128; report (S., inexpedient to legislate), 255; accepted, 265.

**Street railway tracks, Salt on.** (See *Salt.*)

**Suffolk County.** Petition relative to compelling, to furnish a house of detention for witnesses, 172, 202, 267; report (leave to withdraw), 276; accepted, 286.

**Sugar beets.** (See *Beets.*)

**Suits against partners.** (See *Partnership.*)

**Suits against foreign corporations.** Order relative to authorizing citizens of the Commonwealth to prosecute, having a place of business or an agent in this State, 105; report (inexpedient to legislate), 245; accepted, 252.

**Suits against unincorporated associations.** (See *Unincorporated Companies.*)

**SUPERIOR COURT:**

Order (S.) relative to salaries of the messengers of the, 191; bill (S., reported) 256, 287, 299; enacted, 372.

Order relative to giving equity jurisdiction to the, 34; bill reported, 399, 471, 535, 555, 569; enacted, 654.

## INDEX.

973

### SUPERIOR COURT — *Continued.*

Order relative to transferring the trials of capital cases to the, and for the speedy trial of such cases, 105; report (inexpedient to legislate), 217, 224; accepted, 224.  
Travelling expenses of judges of the. (See Judges.)  
Supervision of immigration. (See Health, Lunacy and Charity.)

### SUPREME JUDICIAL COURT:

Order relative to providing for clerical assistance for the judges of, 105; report (inexpedient to legislate), 222; accepted, 231.  
Travelling expenses of judges of the. (See Judges.)  
Sureties on guardians' bonds, Order relative to extending the time within which suits may be brought against, in certain cases, 27; bill reported, 167, 180, 241; rejected in the Senate, 705.  
Sureties on license liquor bonds. (See Intoxicating Liquors.)

### SWAMPSMOTT:

Petition of the town of, that Lynn may supply said town with water, for fire purposes, 30; petition in aid of the same, 41; bill (S. reported), 156, 169, 181; enacted, 239.  
Petition relative to amending chapter 217 of the acts of the year 1856, concerning beaches in the town of, 131; report (leave to withdraw), 276; accepted, 286.  
Petition relative to amending an act concerning beaches in the town of, referred to the next General Court, 249.

## T.

Tanned human skin, Bill relative to, 828; tabled, 829; taken up (leave to introduce refused), 835.  
Tatnuck Brook. (See Worcester.)

### TAUNTON, CITY OF:

Petition for revision of charter of the, relating to the city physician, 30; bill reported, 86, 90, 97; new draft, 244, 254, 296; enacted, 336.  
Bill (S., reported on petition of the trustees of State Lunatic Hospital at Taunton) authorizing the, to construct a way through land held by trustees of the Taunton Lunatic Hospital, 698, 728, 737, 740; enacted, 748.  
Taunton Great River, Petition relative to building a bridge across, 203; bill reported, 335, 346, 380, 414, 430; enacted, 438.  
Taunton Lunatic Hospital. (See State Lunatic Hospital.)  
Tax Commissioner. (See Deputy Tax Commissioner.)  
TAXATION: (See Homesteads.)  
Order relative to repealing section 45 of chapter 13 of the Public Statutes relating to the, of certain corporations, 93; report (inexpedient to legislate), 147; accepted, 158.

## INDEX.

**TAXATION — *Continued.***

- Order relative to the repeal of so much of sections 13, 14, 15 and 16 of chapter 11 of the Public Statutes relating to, as provides for the assessment of the separate interests of a mortgagor and mortgagee of real estate, 104; petition relative to same 144; remonstrance against the same, 178, 186; bill (reported) to repeal the law that relieves money loaned on mortgages of real estate from taxation, 444, 484, 509; rejected, 512.
- Petition for the abolition of all forms of double taxation, 153; report (S., leave to withdraw), 314; accepted, 330.
- Order relative to the equalization of the burdens of, 104; bill (reported) concerning the returns of personal property to assessors of taxes, 425, 448; rejected, 503; motion to reconsider lost, 507.
- Order relative to exempting from, ships or vessels engaged in the foreign carrying trade, when owned by corporations as fully as when owned by individuals, 104; report (inexpedient to legislate), 223; accepted, 252.
- Petition for legislation so that the owner of real estate subject to mortgage may not be exempt from, if the mortgage is held by a literary institution, 108; report (S., leave to withdraw), 438; accepted, 479.
- Order (S.) relative to the, of net values on life insurance policies, 121; petitions in aid of the same, 126, 131, 137, 144, 173, 186, 193, 236, 240, 242, 244, 248, 250, 255, 300, 304, 310, 315, 347, 371; report (inexpedient to legislate), 459; tabled, 517; taken up, 610; accepted, 627; reconsideration, 630; report accepted, 635.
- Petition authorizing municipalities to exempt certain lands and buildings from, in certain cases, 185; report (leave to withdraw), 283; accepted, 298.
- Petition relative to the, of bank stocks, 186; report (leave to withdraw), 326; accepted, 337.
- Bill (on leave) in relation to the, of foreign mining companies, 213, 284, 298, 331; enacted, 403.
- Order (S.) relative to placing, principally on real estate and tangible personal property, 229; report (inexpedient to legislate), 283; accepted, 298.
- Order relative to exempting from, shares held by citizens of this Commonwealth in foreign corporations, 175; report (inexpedient to legislate), 398; accepted, 407.
- Petition relative to, of mortgaged real estate, 173; report (leave to withdraw), 411; accepted, 429.
- So much of the Governor's address as relates to, other than the poll tax, 17; report (inexpedient to legislate), 459; accepted, 472.
- Tax qualification of voters. (See *Voters.*)

**TAXES:** (See Real Estate, Assessors.)

Order relative to authorizing towns and cities to allow discounts for the voluntary payment of, 105; petition in aid of the same, 202; report (inexpedient to legislate), 269; accepted, 286; motion to reconsider lost, 292.

Order relative to the assessment of, so as to give further powers to collectors of taxes in cases of evasion of taxation by delinquent taxpayers, 190; report (S., inexpedient to legislate), 420; accepted, 435.

**Telegraph, telephone and electric light wires,** Order relative to controlling and preventing the placing of, by individuals or corporations, upon dwelling houses and other private buildings, without the consent of the owners, 84; report (inexpedient to legislate), 508; accepted, 543.

**Telephone Wires,** Petitions relative to the use and rental of, by companies and exchanges, 144, 147, 161, 172, 184, 201, 248; bill reported, 444, 473, 479, 542; new draft, 620, 628; recommitted, 640; new draft, 667, 674; referred to the next General Court, 695; motion to reconsider lost, 696.

**Tellers,** Order relative to the appointment of, by selectmen, town clerks, or moderators at town meetings, 154; report (inexpedient to legislate), 355; bill substituted, 456, 463, 472, 473, 570; committee of conference, 605; report of committee accepted, 642; bill enacted, 693.

**Tenants-at-will,** Order relative to giving reasonable notice to, who comply with the conditions of the possession of the premises, 212; report (inexpedient to legislate), 341; accepted, 358.

**Ten-hour law,** Order relative to extending the provisions of the, to mechanical and mercantile establishments, 38; bill (reported) relating to the employment of minors and women, 384, 463, 520; enacted, 556.

**Tennessee,** Communication from the Governor transmitting a copy of the joint resolution of the State of, in regard to the one hundredth anniversary of the inauguration of President Washington, 666; report (S., reference to the next General Court) accepted, 738.

**Tewksbury Almshouse.** (See State Almshouse at Tewksbury.)

**Text-books in public schools.** (See Public Schools.)

**Theatres,** Order relative to the better protection from fire of persons in, during theatrical performances, 115; report (inexpedient to legislate), 305; accepted, 319.

**Third Hampden District,** Precept for election to fill vacancy in, 7.

**Tillson, Elisha W. and Almira K.,** Petition of, for state aid, 52; report (leave to withdraw), 101; accepted, 107.

**Tisbury,** Petition for authority to construct a causeway and bridge in, 108; bill (S.) reported, 273, 287, 309; enacted, 325.

## INDEX.

**Torpedoes, Order relative to preventing the use of,** 210; report (inexpedient to legislate), 326, 343; accepted, 377.

**TOWN CLERKS:**

Order relative to requiring, to give bonds in cases where money is received for dog licenses, 163; report (inexpedient to legislate), 393; accepted, 407.

Bill (S.) requiring, to give bonds with sureties, 249; (ought not to pass), 393; rejected, 412.

**TOWN MEETINGS:**

Order relative to amending section 54, chapter 27, of the Public Statutes, so as to provide for further returns upon warrants for, in case of neglect or failure of the constable serving the same to make a proper return of such service, 94; report (inexpedient to legislate), 147, 158; accepted, 168.

Order relative to punishing person found guilty of taking down or destroying warrants for, or voting lists posted by lawful authority, 213; report (inexpedient), 341; accepted, 358; reconsidered; tabled, 371; taken up, 409; bill amended and substituted, 475, 481, 485; enacted, 542.

Tellers at. (See Tellers.)

Town schools. (See Public Schools.)

Towns, Road Commissioners in. (See Road Commissioners.)

Transfers of land, Bill (S.) to simplify the, (taken from the files), 35; report (ought not to pass), 393; rejected, 441.

Transportation of dead bodies, Order relative to, of persons who have died with certain diseases, 188; bill (reported) relating to the registry of births, marriages and deaths, and the transportation of dead bodies, 376, 387, 413, 458; enacted, 478; reconsidered and recommitted, 482; bill enacted, 482.

Transportation of fresh fish, Petition for more reasonable rates for the, on the Old Colony Railroad, 37, 98; report (leave to withdraw), 283; accepted, 298.

Transportation of logs on Connecticut River. (See Connecticut River.)

Travelling expenses of judges. (See Judges.)

**TREASURER AND RECEIVER GENERAL:**

Votes for committee on, 8; report accepted, 11.

Resolve (on leave) authorizing the, to borrow money in anticipation of the revenue, 35; resolve passed, 73.

Order (S.) that the committee on expenditures examine the securities in the hands of the, 63; report, 178; accepted, 195.

## INDEX.

977

### TREASURER AND RECEIVER GENERAL — *Continued.*

- Annual report of the, tabled, 101; taken up, 298. Bills and resolves reported:
- Resolve for covering into the treasury the amount standing to the credit of the accounts of dividends of insolvent companies, etc., 306, 320, 331; passed, 467.
- Bill providing for the disposition of unclaimed moneys in the hands of receivers of insolvent corporations, 306, 330, 339, 466; enacted, 490; reconsideration, 728, 737, 740; bill enacted, 755.
- Bill authorizing the, to employ an additional clerk, 306, 344, 349, 352, 439, 480, 485, 540; enacted, 556.
- Bill regulating the Commissioners of Public Lands Fund, 306, 320, 331; enacted, 416.
- Bill regulating the disposition of the surplus of the Coast Defence Loan Sinking Fund, 306, 330, 346; enacted, 437.
- Bill defining the meaning of the term "net indebtedness," in certain cases, 327, 345, 387; enacted, 478.
- Report (no further legislation necessary) accepted, 777.
- Treaty of Washington, Order relative to requesting the representatives in Congress to endeavor to secure the termination of articles 18, 19, and 21 of the, 31; resolution reported, 124; adopted, 130; motion to reconsider lost, 140,
- Trees, Order relative to the prevention of the placing of advertisements, etc., upon, along public highways, 187; report (inexpedient to legislate), 326; accepted, 337.
- Tremont and Boylston Streets, in Boston. (See Boston.)
- Tremont and Washington Streets, in Boston. (See Boston.)
- Trespass on land, Petition concerning, 84; report (leave to withdraw), 138, accepted, 151.
- Trespassers, Petition relative to protecting cultivated fields from, 132; report (leave to withdraw), 305; accepted, 319.

### TRIAL JUSTICES:

- Order relative to amending section 10, chapter 154 of the Public Statutes, so as to prevent, from being retained as attorneys in cases pending in their courts, 121; bill (reported) relative to the trial of actions in district courts, 393, 401, 476; rejected in the Senate, 534.
- Criminal cases before. (See Criminal Cases.)
- Order relative to the discharge of poor convicts by, 47; report (inexpedient to legislate), 303; accepted, 319.
- Trial Lists of Criminal Cases, Order relative to compelling the district attorneys of the several counties to make up, each term, 105; bill (reported) concerning the order of trials in criminal cases, 327, 338, 359; rejected in the Senate, 483.
- Trial of actions in district courts. (See Trial Justices.)

**Trials of capital cases.** (See Superior Court.)

**TROY AND GREENFIELD RAILROAD.** (See Greenfield, Hoosac Tunnel, Buckland, Williamstown.)

Petition (S.) of, for relief from payment of fine imposed for the killing of Henry B. Waterman on said road, 123; report (leave to withdraw), 551; accepted, 554.

Petition (S.) that jurisdiction may be conferred upon the supreme judicial court to hear and determine the right of, to make the redemption reserved in its mortgages to the Commonwealth, 137; petition in aid of the same, 260, 266, 272, 274, 281, 288, 294, 304. (For bill reported, see Hoosac Tunnel.)

Petition of Daniel H. Newton and others relative to a lease of certain lands now held by the, to them for railroad purposes, 421; resolve (S.) authorizing the Governor and Council to lease certain lands in the towns of Rowe, 551, 595, 606; passed, 642.

**TRUSTEE PROCESS:** (See Costs, Boarding-house Keepers.)

Order relative to amending the law relating to the attachment of wages under the, so that no such attachment shall be valid unless one dollar in money be paid to the supposed trustee, 78; report (inexpedient to legislate), 156; accepted, 168.

Order relative to prohibiting any one excepting the plaintiff or an attorney at law, from commencing an action by, for wages, 176; report (inexpedient to legislate), 315; accepted, 329.

**Trustees of State charitable and penal institutions,** Order relative to making, ineligible for a second consecutive term of service, 120; report (inexpedient to legislate), 384; tabled, 409; taken up, 610; tabled, 625; taken up, 639; accepted, 644.

**Turner's Falls Company,** Petition of the, for authority to increase its facilities to furnish water from, 201; report (leave to withdraw), 432; accepted, 441.

**Twelfth joint rule,** Order relative to publication of, adopted, 93.

**Tyngsborough,** Petition of the town of, for relief from the assessment for construction and maintenance of the bridge over the Merrimack River in, 62; bill reported, 251, 258; recommitted, 285, 343, 403, 406; enacted, 444.

## U.

**Unclaimed dividends in insolvency,** Order relative to, 212; bill reported, 667, 674, 675; enacted, 726.

**Unclaimed moneys.** (See Treasurer and Receiver-General.)

**Uniform fire hose coupling.** (See Fire Hose Coupling.)

**Uniform ballot box.** (See Ballot Box.)

**Unincorporated companies and associations,** Bill (S.) relating to, 398, 440, 448, 504; motion to reconsider lost, 507; new draft, 680; rejected, 695.

## INDEX.

979

**Union Railway Company.** (See Somerville Horse Railroad Company.)

### **UNION SAFE DEPOSIT VAULTS:**

Petition for an act of incorporation as the, 83; bill reported, 112, 118, 124, 216; amended, 224; enacted, 245; Veto message of the Governor returning with his objections the bill to incorporate the, tabled, 261; taken up, 693; bill failed to pass, 700.

Order offered by Mr. Cogswell of Salem, relative to requesting opinion of the justices of Supreme Judicial Court on the alleged invalidity of the veto of the bill to incorporate the, 301; referred to the committee on the Judiciary, 311; Order offered by Mr. Aldrich of Marlborough, relative to requesting the committee on the Judiciary to consider all matters relating to the bill to incorporate the, 313; withdrawn, 322; Order relative to committee on the Judiciary considering the facts relative to alleged invalidity of veto of the bill to incorporate the, 322; report, 493, 540, 552, 553; amended and adopted, 554; committee appointed to inquire into the facts relative to the alleged invalidity of the veto of the bill to incorporate the, 560; Order offered by Mr. Hartwell of Fitchburg, relative to authorizing committee to incur expenses for the purpose of obtaining evidence, 606, 615; Order offered as a substitute by Mr. Cogswell of Salem, relative to holding sessions with open doors, rejected, 618; Order offered by Mr. Hopkins of Millbury, relative to public hearings, 612; withdrawn, 620; Report of the special committee who were instructed to inquire into the facts relative to the alleged invalidity of the veto of the bill to incorporate the, with the evidence, 651, 668; accepted, 671; Report of the special committee on the order relative to requesting the opinion of the justices of the Supreme Judicial Court, concerning the veto of the bill to incorporate, 651, 668; substitute order offered by Mr. Cogswell rejected, 672; amendment moved by Mr. Mackintosh rejected, 672; report accepted, and order and preamble contained in report adopted, 676.

Opinion of the justices of the Supreme Judicial Court on the validity of the veto of the bill to incorporate the, placed on file, 685.

Message concerning the veto message of the bill to incorporate the, 657; placed on file, 694.

**United States, Claims of the Commonwealth against.** (See Claims.)

### **UNITED STATES SENATOR:**

Order relative to assignment of time for the election of a, 32.

Order relative to allowing on the floor of the House during the election of a, only members of the Legislature and those connected therewith, 44.

## INDEX.

**UNITED STATES SENATOR — *Continued.***

- Vote in the House for, 48; in joint convention, 54, 63; George F. Hoar elected Senator in the Congress of the United States for the term of six years, 67; order (S.) relative to notifying Governor of the election of George F. Hoar as, 69.  
**Universalist Publishing Society**, Petition for an amendment of the charter of the, 202; bill reported, 277, 287, 309, 391, 401, 408; enacted, 421.

## V.

**VACCINATION:**

Bill (on leave) for the repeal of compulsory laws and to invest boards of health with sanitary power, 62; report (ought not to pass), 460; rejected, 520.

Petition relative to the circulation of information concerning, 310. No report.

**VESSELS:**

Taxation of. (See Taxation.)

Liens on. (See Liens.)

**Veto messages.** (See Messages of the Governor.)

**Vinegar**, Petition for legislation regulating the sale of, 71; bill reported, 697, 707, 713, 735; enacted, 755.

**Vital statistics of the State**, Petition for a more perfect regulation of the, 41; report (leave to withdraw), 275; recommitted, 299; report (leave to withdraw), 384; accepted, 395.

**Vose, Patty**, Resolve (S.) on the petition of, of Framingham, 739, 746, 751, 756, 768; passed, 771.

**VOTERS:**

Orders relative to amending the constitution with reference to the tax qualification of, 27, 29, 35, 70; petitions in aid of the same, 29, 92; resolve (S., reported), 679, 695; not agreed to, 702.

Order (S.) relative to protecting, by prohibiting all solicitation and interference with them within a fixed distance from the ballot box, 68; report (inexpedient to legislate), 356; accepted, 379; bill to prevent interfering with, at the polls (substituted in the Senate), 645; indefinitely postponed, 655.

Order relative to providing that the residence of, shall not be required on voting lists, except in cities, 120; report (S., inexpedient to legislate), 215; accepted, 224.

**VOTES: (See Recount, Poll-tax.)**

Order relative to making it a penal crime to buy or sell, at any election, 206; report (inexpedient to legislate), 270; accepted, 277.

**VOTING:**

Order (S.) relative to the enforcement of the duty of, 214; report (reference to the next General Court), 489; accepted, 495.

**VOTING — *Continued.***

Order relative to allowing all employees at least two hours for the purpose of, on days of general elections, 219. (For bill reported see Elections.)

Voting lists. (See Voters, Town Meetings.)

**W.****WAGES, PAYMENT OF: (See Weekly Payments, Fortnightly Payments.)**

Order relative to legislation concerning the, so as to provide for a penalty for manufacturers, etc., who charge any part of a per cent. to be deducted from laborers' wages if payment is made before the regular pay-day, 43; report (inexpedient to legislate), 397; accepted, 406.

Petition requiring corporations to make more frequent payments to wage-laborers in their employment, 92; remonstrances against the enactment of any law to control the time and manner of, 482. (For bills reported see Weekly Payments, Fortnightly Payments.)

Attachment of, by trustee process. (See Trustee Process.)

Ward officers. (See Cities.)

War Records. (See Adjutant-General.)

Warrants, Town meeting. (See Town Meetings.)

Waltham, Petition that the town of, may locate a way through the Church Street Catholic Cemetery, 47; bill (S.) reported, 391, 401, 477; enacted, 490.

Walter Heywood Chair Company, Petition of The, to hold and convey certain real estate, 465, 483; bill reported, 521, 536, 540; enacted, 620.

Warren Bridge, Bill in relation to. (See Boston.)

Washington, President, One hundredth anniversary of the inauguration of. (See Tennessee.)

Washington and Tremont Streets, in Boston, Travel on. (See Boston.)

**WATER: (See Cities.)**

Bill (on leave) authorizing towns and cities to contract to supply, 116; Order relative to authorizing towns, cities and aqueduct companies to sell to any city, town or individual, 162; bill reported, 508, 511, 544, 675; enacted, 698; veto message, 729, 737, 738, 739, 744; bill failed to pass, 749.

Order relative to authorizing cities, etc., to hold, for sale and sell the same, 746, 748, 755; referred to next General Court, 764.

Waterman, Catharine B., Order relative to granting compensation to, 38; report (inexpedient to legislate), 551; accepted, 554.

Waterman, Henry B., Petition that the Troy & Greenfield Railroad be relieved from payment of fine imposed for the killing of, on said road, 123; report (leave to withdraw), 551; accepted, 554.

**Watuppa Lakes, Abatement of a nuisance at the.** (See Fall River.)  
**Wayland.** (See Evangelical Religious Society of Wayland.)

**Weekly payments, Order relative to, of wages to employees of manufacturing and other corporations,** 26 ; petitions in aid of the same, 62, 70, 76, 83, 87, 92, 101, 107, 143, 170, 183, 240, 260, 281 ; remonstrances against the same, 240, 360, 381 ; bill reported, 335, 380 ; rejected, 388.

**WELLESLEY :**

Petition relative to enabling the town of Natick to supply the town of, with water, 203 ; bill (S.) reported, 458 ; tabled, 507 ; taken up, 517 ; recommitted, 535, 540 ; report (ought to pass), 736 ; reconsideration, 740, 744, 746, 551 ; bill enacted, 767.

Petition relative to a water supply for the town of, 108 ; petition in aid of, 267 ; bill (S.) reported, 458 ; tabled, 495 ; taken up, 528, 536 ; enacted, 568.

**West Roxbury Co-operative Savings Fund and Loan Association, Petition of the, for a change of name,** 248. (For bill reported see Co-operative Saving Fund and Loan Associations.)

**West Roxbury District Court, Petition of the justice of the, for an increase of salary,** 187 ; bill reported, 334, 379, 396 ; enacted, 444.

**West Springfield.** (See Springfield.)

**Westfield, Petition of the selectmen of, for authority to issue new water bonds,** 114, 128 ; bill reported, 306, 320, 389 ; enacted, 403.

**Westport, Petition relative to preventing the taking of eels in the waters of the town of, by trawls, lights, etc.,** 197 ; remonstrance against the same, 266 ; report (leave to withdraw), 305 ; accepted, 320.

**Westfield Normal School.** (See Normal School at Westfield.)

**Whipple, Alfred M., Petition of, for compensation for injuries received while crossing the tracks of the Troy & Greenfield Railroad,** 97 ; report (S., leave to withdraw), 506 ; accepted, 511.

**White, Henry J., Petition of, for State aid,** 165 ; resolve reported, 375, 432, 445, 463, 472 ; passed, 542.

**White, Joseph.** (See Williamstown.)

**Whitinsville Burying Ground, Petition for the removal of remains from the so called, to the Pine Grove Cemetery,** 41 ; bill (S.) reported, 216, 224, 253 ; enacted, 284.

**WIDOW :**

Order relative to the personal estate of a married man, exempt from being taken on execution, becoming the property of his, in case he die intestate, 68 ; report (inexpedient to legislate), 179 ; accepted, 195.

Right of interment of, of deceased proprietor of a cemetery lot. (See Cemetery Lot.)

**Widows and mothers of deceased soldiers,** Petition relative to the relief of, referred to the next General Court, 636.

**Wild-cats,** Order relative to offering a bounty for the killing of, 205; report (inexpedient to legislate), 269; accepted, 277.

**Wild fowl.** (See Nantucket Harbor.)

**Wild game,** Order relative to the better protection of, 205; report (inexpedient to legislate), 340; accepted, 359.

**Wildes, Ansel F.,** elected to fill vacancy in the Third Hampden representative district, qualification of, 45.

**WILLIAMS COLLEGE:**

Petition of the trustees of, for leave to hold additional real and personal estate, 153; bill reported, 257, 265, 272; enacted, 325.

Zeta Psi Fraternity of. (See Zeta Psi, etc.)

**WILLIAMSTOWN:**

Petition relative to obtaining relief on account of its subscription to the stock of the Troy & Greenfield Railroad, 197, 303; report (reference to the next General Court) 432; tabled, 448; taken up, 639; tabled, 644; taken up, 694; accepted, 699.

Petition of Joseph White and others, relative to compensation from the Commonwealth for certain property formerly owned and held by the town of, 197, 383; report (reference to the next General Court), 432; tabled, 447; taken up, 639; tabled, 644; taken up, 694; accepted, 699.

**Williams, William,** Petition of, for funds paid into the State treasury by a public administrator, 170; report (S., leave to withdraw), 607; accepted, 619.

**Winthrop,** Petition of the town of, for authority to build a bridge and roadway in said town, 420; petition in aid of, 472; bill reported, 483, 495, 504; enacted, 537.

**WITNESSES:** (See Experts, Government Witnesses.)

Order relative to the competency of, 133; report (inexpedient to legislate), 354; accepted, 378.

Bill to enforce the attendance of, before special tribunals (reported on so much of the Governor's address as relates to the authority of the Governor and Council to investigate abuses), 600, 621, 624; enacted, 639.

**Woburn,** Petition of the selectmen of, for a city charter, 118; report (reference to the next General Court), 316; accepted, 330.

**WOMAN SUFFRAGE:** (See Women.)

Petitions for, 24, 30, 34, 37, 42, 46, 47, 54, 62, 71, 76, 79, 84, 85, 87, 92, 99, 120, 126, 132, 174, 203, 243; remonstrances, 122, 138, 179, 186, 203, 237, 240, 243, 244, 248, 255, 273; bill (reported in part) giving to female citizens the right to vote for city and town officers, to

**WOMAN SUFFRAGE — *Continued.***

hold city and town offices, and to vote in town meetings, 179, 229, 247, 254, 272; rejected, 278.

So much of the Governor's address as relates to, 17; report (inexpedient to legislate), 370; accepted, 386.

Petition that the representatives in Congress be requested to use all proper means to secure an amendment to the constitution concerning, 42, 48; resolution rejected in the Senate, 757.

**Woman's Baptist Missionary Society, Petition of the, for a change of name, 172; bill (S.) reported, 304, 320, 332; enacted, 349.**

**WOMEN:**

Order relative to providing for the registration of all, twenty-one years of age, etc., and of causing a vote of such to be taken on woman suffrage, 115; report (inexpedient to legislate), 327; accepted, 338.

Petitions relative to requiring assessors in cities and towns to assess a poll-tax not exceeding fifty cents upon all, twenty-one years of age, etc., who desire to be assessed for the purpose of voting for school committee, 24, 30, 47, 79, 119; notice received of bill rejected in Senate, 392.

Petition relative to giving further protection to married, 93; report (leave to withdraw), 373; recommitted, 385, 414; accepted, 475.

Order relative to a registration and vote of the, of the State upon the abolition of the sex qualification to the rights of suffrage, 115; report (inexpedient to legislate), 327; accepted, 338.

In smoking-cars. (See Railroads.)

Order relative to amending the Constitution so that, who are attorneys-at-law, may be appointed justices of the peace and notaries public, 211; report (inexpedient to legislate), 341, 400, 408; resolve substituted, 428, 481, 541; rejected, 545; reconsidered, 548; resolve and proposed amendments agreed to, 550; bill substituted in the Senate referred, 679; report (ought to pass), 705, 714, 735; enacted, 748.

**WORCESTER, CITY OF:**

Order relative to preventing the pollution of the Blackstone River by the sewage of the, 31; bill reported, 697, 738, 744, 745, 747; rejected, 751; motion to reconsider lost, 752.

Order relative to granting authority to the city council of the, to fix the salary of the mayor of said city, 99; bill reported, 167, 194, 224; enacted, 268.

Petition relative to authorizing the, to enter into contracts with the owners of water rights affected by the taking of Tatnuck Brook, etc., 204; report (leave to withdraw), 404; accepted, 434.

**Worcester Central Society, Bill (on leave) to authorize the Trustees of the Parochial Funds of the, to apply to the supreme judicial court for leave to convey the church property, 826, 828; enacted, 830.**

**Worcester Co-operative Savings Fund and Loan Association, Petition of the, for a change of name, 143. (For bill reported see Co-operative Savings Fund and Loan Associations.)**

**WORCESTER COUNTY:**

Petition of Edward A. Brown, treasurer of, for an increase of salary, 76, 96; bill reported, 257, 265; rejected, 296.

Petition of the county commissioners of, for an increase of salary, 170; report (leave to withdraw), 251; accepted, 265.

**Worcester Lunatic Hospital. (See State Lunatic Hospital.)**

**Worcester, Registry of deeds in the northern district of. (See Fitchburg.)**

**Worcester & Nashua Railroad, Petition of, for authority to unite with the Nashua & Rochester Railroad, 36; bill (S.) reported, 250, 258, 285; reconsideration, 292, 440, 446; enacted, 478.**

**Worcester Second Representative District. (See Harris, Joel W.)**

**Workingmen's Co-operative Saving Fund and Loan Association, Petition of, for change of name, 236. (For bill reported see Co-operative Saving Fund and Loan Associations.)**

**Wrecks. (See Messages from the Governor.)**

**Wright, John H., member elect to fill the vacancy in the Eighth Hampden Representative District, qualified, 110.**

**Y.**

**YEAS AND NAYS:**

On the resolve for printing extra copies of the Governor's address, 74, 80.

On recommitting the report of the committee on Election Laws, inexpedient to legislate on so much of the Governor's address as relates to making the State election day a legal holiday, 141.

On substituting for the report (inexpedient to legislate) a bill making the day of the State election a legal holiday, and for other purposes, 148.

On a motion to lay on the table the report inexpedient to legislate, on so much of the Governor's address as relates to the assessment of the poll tax, 225.

On substituting the bill moved by Mr. Joyner of Great Barrington for the report inexpedient to legislate on so much of the Governor's address as relates to the assessment of the poll-tax, 233.

On ordering to a third reading the bill giving to female citizens the right to vote for city and town officers, and to vote in town meetings, 278.

On agreeing to the resolve providing for biennial elections and biennial sessions of the Legislature, 288.

**YEAS AND NAYS—*Continued***

- On referring to the committee on the Judiciary the order relative to the veto message of His Excellency the Governor concerning the bill to incorporate the Union Safe Deposit Vaults, offered by Mr. Cogswell of Salem, 311.
- On certain amendments moved by Mr. Joyner of Great Barrington to the bill authorizing the treasurer of the Commonwealth to employ an additional clerk, 349.
- On engrossment of the bill authorizing the treasurer of the Commonwealth to employ an additional clerk as amended, 352.
- On ordering to a third reading the bill relative to the payment of employés by manufacturing and other corporations, 388.
- On ordering to a third reading the bill to permit the construction of elevated railways with the consent of the cities and towns in which their tracks may be located, 417.
- On a motion to adjourn, 442.
- On agreeing to the resolve and article of amendment of the constitution providing for biennial elections and biennial sessions of the General Court, 449.
- On ordering to a third reading the resolve providing for an amendment to the constitution prohibiting the manufacture and sale of intoxicating liquors as a beverage, 468.
- On the amendments moved by Mr. Baker of Beverly to the bill authorizing the treasurer to employ an additional clerk, 485.
- On ordering to a third reading the bill relative to the payment of operatives by manufacturing corporations at intervals not exceeding fourteen days, 487.
- On the motion to reconsider the vote whereby the House rejected the bill relative to the payment of operatives by manufacturing corporations at intervals not exceeding fourteen days, 491.
- On engrossment of the bill permitting the construction of elevated railroads with the consent of cities and towns in which they may be located, 496.
- On passing over the Governor's veto the bill to enlarge the jurisdiction of notaries public, 501.
- On ordering to a third reading the bill to repeal the law that relieves money loaned on mortgages of real estate from taxation, 512.
- On passing over the Governor's veto the bill making appropriations for the various charitable and reformatory institutions, and for other purposes, 530.
- On the question of agreeing to the amendments to the resolve providing for amendments to the constitution to provide for the appointment of women who are attorneys at law as justices of the peace and notaries public, 545.
- On the recurring question of agreeing to the resolve providing for the appointment of women who are attorneys-at-law as justices of the peace and notaries public, 548.

**YEAS AND NAYS — *Continued.***

- On excusing Mr Mellen of Worcester from voting on an amendment to the Tewksbury appropriation bill, 571.
- On a motion of Mr. Joyner of Great Barrington that the House adjourn, 573.
- On a motion of Mr. E. P. Butler of Boston to lock the doors, 575.
- On a motion of Mr. Dolan of Lawrence to adjourn, 577.
- On a motion of Mr. Moriarty of Worcester to unlock the doors, 578.
- On a motion of Mr. Fennessey of Boston to adjourn, 580.
- On the question of excusing Mr. Mackintosh from voting on an appeal from the Speaker's ruling on unlocking the doors, 582.
- On an amendment to the bill making appropriations for the state almshouse at Tewksbury, 585.
- On the amendment to the bill making appropriations for the state primary school at Monson, 589.
- On ordering to a third reading the bill making appropriations for the salaries and expenses of the state primary school at Monson, 591.
- On ordering to a third reading the bill making appropriations for salaries and expenses at the state prison at Concord, 593.
- On granting Mr. Mackintosh of Dedham leave to introduce the bill in relation to the salaries and expenses of officers of the state prison at Concord and the reformatory prison for women at Sherborn, 608.
- On amending the order offered by Mr. Hartwell of Fitchburg, relative to authorizing the committee appointed to consider the alleged invalidity of the veto of the bill to incorporate the Union Safe Deposit Vaults, to incur expenses necessary to obtaining evidence, by substituting therefor an order offered by Mr. Cogswell of Salem, to authorize said committee to employ a stenographer and hold sessions with open doors, 613.
- On passing over the Governor's veto the bill to extend the charter of the Ocean Terminal Railroad, Dock and Elevator Company, and to revive, confirm and extend the charter of the Ocean Terminal Railroad Company, 616.
- On engrossment of the bill concerning the election of aldermen in the city of Boston, 630.
- On passing over the veto of the Governor the bill to incorporate the Union Safe Deposit Vaults, 700.
- On agreeing to the resolve providing for an amendment of the Constitution relative to the qualification of voters for Governor, Lieutenant Governor, Senators and Representatives, 703.
- On the engrossment of the bill relative to the compensation of members of the General Court, 714.
- On motion to adjourn, 717.
- On passing over the veto of the Governor the bill to incorporate the Brockton Real Estate and Improvement Company, 720.

**YEAS AND NAYS — *Continued.***

- On passing over the Governor's veto the bill to authorize the County Commissioners of Plymouth County to enlarge and remodel the House of Correction at Plymouth, 723.
- On a motion to adjourn, 741.
- On passing over the veto of the Governor the bill to authorize cities, towns and fire districts, to hold water for sale and to sell the same to other cities, towns, etc., 749.
- On allowing the sum of \$79,495.62 to stand in the resolve in favor of Walter Shanly, 758.
- On the engrossment of the resolve in favor of Walter Shanly, 761.
- On the reconsideration of the engrossment of the resolve in favor of Walter Shanly, 769.
- On the final passage of the engrossed resolve in favor of Walter Shanly, 772.
- On passing over the veto of the Governor the bill to apportion and assess a state tax of two million dollars, 792.
- On amending the order offered by Mr. Morse of Sharon, relative to instructing the committee on Public Charitable Institutions to report forthwith, by substituting therefor an order offered by Mr. Howes of Cambridge, relative to said committee holding daily sessions until Friday, July 13, and to report on or before July 17, 1883, 796.
- On a motion to adjourn, 798.
- On a question raised by Mr. Mellen of Worcester, allowing minority of committee on Public Charitable Institutions to ask questions of a witness, notwithstanding the objections of a majority of said committee, 806.
- On the previous question on Mr. Cogswell's motion that when the House adjourns it be to meet at 11 o'clock, on Friday, July 13, 808.
- On motion to adjourn, 810.
- On motion to adjourn, 812.
- On excusing Mr Mackintosh of Dedham from voting, 814.
- On adopting the order offered by Mr. Joyner of Great Barrington, relative to evidence to be taken before the committee on Public Charitable Institutions in the matter of the Tewksbury almshouse, 816.
- On adopting the order relative to authorizing the Speaker to issue a warrant for the arrest of Thomas J. Marsh, Jr., 821.
- On accepting the report of the committee on Public Charitable Institutions, on an order relative to investigating the management, control and present condition of the several public charitable institutions, and particularly the special charges of the mismanagement of the state almshouse at Tewksbury, 832.

**YEAS AND NAYS — *Concluded.***

On passing the resolve in favor of the Clerks of the Senate and House of Representatives over the veto of the Governor, 846.

Young, Mary B. (See Fall River.)

**Z.**

Zeta Psi Fraternity, Petition of the, of Williams College for an act of incorporation, 118; bill (S.) reported, 294, 309, 321; enacted, 336.

